JOURNALS

of the

HOUSE OF BURGESSES

of Virginia

1758 -- 1761

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The Houſe of Burgeſſes of Virginia

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No. 73

Williamsburg Dec.r 12.th 1759

Sir

The General Assembly of Virginia have by an Act passed the 8.th of April 1759. intitled An Act for appointing an Agent a Copy of which is herewith inclosed, been pleased to appoint you the Agent of this Colony, & directed their Treasurer to pay you yearly the Sum of £500 Sterling, in full for your Expences & Trouble in the Execution of your Duty.

The Appointment of such an Officer to represent the Grievances of the People, to justify their Conduct to their Sovereign, to obtain his Approbation & Assent to such Laws as their Representatives shall think necessary for their Welfare and good Government, to implore his Assistance in the time of Danger and Calamity, and to protect and explain their Rights & Interest in Parliament, seems to be the natural Privilege of all Colonies so far remov'd from their King and Mother Country. But the People of this Colony have had the Misfortune allways to be disappointed in their Endeavours to attain this Right, tho universally claim'd, and enjoy'd by all his Majesty's other Colonies and have been obliged to depend for these great and important Services on an Agent appointed by the Governor and Council, who for want of the Weight which a national Establishment would have given him, the Authority which must necessarily be derived from every Power of the Legislature, the Instructions when and for what Reasons he should interpose, must have been ever deficient in his Duty, when considered as regarding the wholes. Besides numberless different Interests arise amongst the different Branches

of

Virginia (Colony) General assembly
ID#100-401

JOURNALS

of the

HOUSE *of* BURGESSES

of

VIRGINIA

1758-1761

Edited by

H. R McILWAINE

RICHMOND, Virginia

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Burgeſſes.

Accomac:	Edmund Allen
	Thomas Parramore
Albemarle:	Allen Howard
	William Cabell, Jun.
Amelia:	Edmund Booker
	Richard Booker[1]
Auguſta:	John Wilſon
	Iſrael Chriſtian
Brunſwick:	William Thornton
	Edward Goodrich[2]
Bedford:	Samuel Hairſtone
	Zachariah Burnley
Caroline:	Edmund Pendleton
	John Baylor
Charles City:	Benjamin Harriſon
	William Kennon, Jun.
Cheſterfield:	Archibald Cary
	Richard Eppes
Culpeper:	Thomas Slaughter[3]
	William Green
Cumberland:	George Carrington
	John Fleming
Dinwiddie:	Leonard Claiborne, Jun.
	Robert Ruffin
Elizabeth City:	William Wager
	John Tabb
Eſſex:	John Upſhaw
	Francis Waring
Fairfax:	George Johnſton
	George Maſon
Frederick:	George Waſhington
	Thomas Bryan Martin
Glouceſter:	John Page
	Thomas Whiting
Goochland:	Reuben Skelton[4]
	John Payne
Halifax:	Robert Wade
	Nathaniel Terry
Hampſhire:	Gabriel Jones
	Thomas Walker
Hanover:	Nathaniel West Dandridge
	John Syme
Henrico:	William Randolph
	Bowler Cocke
James City:	Benjamin Waller
	Lewis Burwell
Iſle of Wight:	James Bridger
	Joſeph Bridger
King George:	Charles Carter
	Charles Carter, Jr.
King & Queen:	John Robinſon
	George Braxton
King William:	Peter Robinſon
	Harry Gaines
Lancaſter:	Charles Carter
	William Ball[5]
Loudoun:	Francis Lightfoot Lee
	James Hamilton
Louiſa:	Thomas Johnſon
	Thomas Walker[6]
Lunenburg:	Clement Read[7]
	Matthew Marrable[7]
Middleſex:	Ralph Wormeley
	Thomas Price
Nanſemond:	Lemuel Riddick
	Willis Riddick
New Kent:	Richard Adams
	Lewis Webb
Norfolk:	George Veal[8]
	John Tatem

[1] At the ſeſſion of the Aſſembly held in May, 1760, the governor was notified by the Houſe of Burgeſſes of the death of Richard Booker (ſee p. 172). Writs for a new election having been iſſued, [John ?] Winn was elected to the ſeat. He was preſent at the cloſing ſeſſion of the Aſſembly.

[2] Some time before the 7th of November, 1759, Edward Goodrich accepted the office of ſheriff of Brunſwick (ſee p. 138). This fact having been duly announced to the governor, and a new election having been ordered, Mr John Clack was returned.

[3] Mr. Slaughter was appointed ſheriff of Culpeper ſome time before the 5th of November, 1759. At a new election Mr Henry Pendleton was returned in his ſtead.

[4] Mr Reuben Skelton died ſome time before November 1, 1759 (ſee p. 135). John Smith was elected to take his place.

[5] Expelled at the ſecond ſeſſion of the Aſſembly (ſee p. 50.) Mr George Heale was elected in his ſtead.

[6] Thomas Walker was elected a burgeſs by both Hampſhire and Louiſa counties. He choſe to ſerve from Hampſhire (ſee p. 12). Charles Smith was elected in his ſtead in Louiſa.

[7] The election of both Mr Read and Mr Marrable was conteſted, and at the third ſeſſion of the Aſſembly Mr Marrable was unſeated (ſee p. 84). He was, however, re-elected.

[8] Mr Veal, having accepted the office of ſheriff (ſee p. 135), was ſucceeded by Mr. William Bradley.

Northumberland:	Preſley Thornton
	Spencer Ball
Northampton:	Littleton Eyre
	John Kendall
Orange:	Benjamin Cave
	William Taliaferro[1]
Prince Edward:	Peter Legrand
	Charles Anderſon
Prince George:	Richard Bland
	Alexander Bolling
Princeſs Anne:	Anthony Walke, Jun.
	Thomas Walke
Prince William:	Henry Lee
	Henry Peyton
Richmond:	John Woodbridge
	Landon Carter
Southampton:	Benjamin Symmons
	William Taylor
Spotſylvania:	William Waller[2]
	Zachariah Lewis
Stafford:	Thomas Ludwell Lee
	Thompſon Maſon
Surry:	Hartwell Cocke[3]
	William Allen[3]
Suſſex:	John Edmunds
	David Maſon
Warwick:	William Digges
	William Harwood
Weſtmoreland:	Richard Lee
	Richard Henry Lee
York:	Dudley Digges
	Robert C. Nicholas
College of William & Mary:	George Wythe
Jameſtown:	Edward Champion Travis[4]
Norfolk Borough:	William Atchiſon
Williamſburg:	Mr Attorney (Peyton Randolph)

[1] William Taliaferro accepted the office of coroner (ſee p. 187), and was ſucceeded as burgeſs by James Taylor.

[2] William Waller died ſome time before the March ſeſſion, 1760 (ſee p. 159). Mr. Fielding Lewis ſucceeded him as burgeſs.

[3] Inſtead of one of theſe—either Hartwell Cocke or William Allen—William Clinch had been elected a member of this General Aſſembly. He had been formerly, however, expelled the Houſe, and voted incapable of ever ſitting as a burgeſs. Therefore a new election was ordered (ſee p. 5).

[4] Some time before the November ſeſſion, 1759, Mr Travis had accepted the office of coroner (ſee p. 135). Mr. John Ambler ſucceeded him. Later on (ſee p. 159) Mr. Ambler, too, accepted an office of profit under the government and a new election was ordered. Mr Ambler, however, was probably re-elected. Jameſtown was at that time practically a "rotten " borough, controlled by the Travis and Ambler families, and a member of the Houſe of Burgeſſes who accepted an office of profit under the government was, though a new election had to be held, eligible to re-election, unleſs the office which he had accepted was that of ſheriff or coroner. (See Stanard's "Colonial Virginia Regiſter," pp. 9-10.)

Introductory Note.

WITH the preſent volume (the fifth of the ſeries) the editorſhip of the "Journals of the Houſe of Burgeſſes" paſſes into new hands. At the outſet attention ſhould be called to one or two changes adopted in the preſentation of the material other than the text of the Journals themſelves.

1. Much of the kind of material that has appeared in the prefaces of former volumes is preſented in this volume in an appendix. Here will be found given *in extenſo* all the *Draper* MSS. and the *Bancroft* Tranſcripts of importance bearing dates in the period 1758-1761, the time of the exiſtence of the Houſe of Burgeſſes the Journals of which are contained in this volume. In addition, there is printed a letter from *James Abercromby* to the Council of *Virginia*, dated *March* 25, 1759. The original is in the *Virginia State Library*. The *Draper* Manuſcripts are thoſe collected by that indefatigable ſtudent, *Lyman C. Draper*, and now owned by the *State Hiſtorical Society of Wiſconſin*. The *Bancroft* Tranſcripts are the copies of documents in the *Engliſh Record Office* made for the hiſtorian *George Bancroft* when he was collecting material to be uſed in the preparation of his hiſtory of *America*. They are now the property of the *Library of Congreſs*. Permiſſion to print the *Draper* Manuſcripts in this volume has been kindly given by Dr. *Reuben G. Thwaites*, ſecretary and ſuperintendent of the *State Hiſtorical Society of Wiſconſin*, and to print the material from the *Bancroft* Tranſcripts, by Mr. *Herbert Putnam*, Librarian of Congreſs. Students have here preſented to them for the firſt time in print material of the very higheſt value. In it much new light is thrown on the hiſtory of the period. The matter is given in its entirety, rather than merely ſuch excerpts from it as could be worked into the treatment of the ſeveral topics diſcuſſed in the preface, becauſe every line of it is valuable, and becauſe, furthermore, it appears to the preſent editor to be his duty to render acceſſible to students at large all the hitherto unpubliſhed material that he can collect which throws light on the Journals he is editing. In this volume (taking both the Journals themſelves and the illuſtrative material into account) the ſources of information are put before ſtudents that will render poſſible a far more accurate hiſtory than has hitherto appeared of what was done by the Colony of *Virginia* in the latter years of the *French* and *Indian* War.

2. Heretofore it has been the practice in theſe volumes to print the liſt of members for each ſeſſion of the Houſe of Burgeſſes rather than the liſt for the whole Aſſembly once for all. Since the members were elected to memberſhip for the whole period covered by the Aſſembly, the members for the laſt ſeſſion were the ſame as thoſe for the firſt, except where, on account of the death of a member or on account of his having rendered himſelf ineligible to memberſhip by the acceptance of an office under the government or in ſome other way, a new election had been ordered. Therefore, rather than print the ſame list (with

(with here and there a change) ſeven times—the Aſſembly of 1758-61 had ſeven ſeſſions —it has ſeemed preferable to the preſent editor to print it only once and to indicate in notes given at the end of the liſt the few changes that occurred.

The liſt is taken from *Stanard's "Colonial Virginia Regiſter,"* the original sources of information being a *Virginia "Almanack"* for 1759 in the *Library of Congreſs* and the Journals themſelves. The liſts given by Mr. Stanard have been verified by careful compariſon with the Journals.

3. In this volume reference to *Hening's "Statutes at Large"* is given for a bill only once—when the bill, having been paſſed by both houſes of the Aſſembly, was finally ſigned by the governor and became a law. Each bill that became a law was mentioned in the Journal as a uſual thing at leaſt five times; ſome bills (for inſtance, thoſe that had to be conſidered in committee of the whole houſe once or oftener and thoſe about which there was not agreement by the two chambers) were mentioned more frequently ſtill. If, therefore, reference is made whenever the title of the bill appears in the Journal, the footnotes become exceſſive. The page has an appearance of accuracy that is ſo eaſy to attain as to be objectionable. At the ſame time the help given the ſerious ſtudent is almoſt nothing. Accordingly the making of theſe references has been diſcontinued. In lieu of them, however, footnotes have been made in the very few caſes in which the text has ſeemed in need of explanation either becauſe of the uſe of unuſual words or the uſe of what ſeem to be erroneous words—the error being due to the careleſſneſs of ſome copyiſt or printer in the long line of thoſe working on the Journals from the time ſince they were firſt recorded by the clerks of the Houſe of Burgeſſes up to the preſent. The text here given follows accurately the copy, occaſionally a manifeſt omiſſion being inſerted encloſed in brackets, and once in a while, as noted above, emendations being ſuggeſted in the footnotes.

Preface.

OF the General Aſſembly of *Virginia* of 1758-1761 there were ſeven ſeſſions. The firſt ſeſſion continued from *September* 14, 1758, to the 12th of *October* of the ſame year; the ſecond ſeſſion, from the 9th to the 11th of *November*, 1758; the third, from the 22nd of *February*, 1759, to the 14th of *April;* the fourth, from the firſt to the 21st of *November*, 1759; the fifth, from the 4th to the 11th of *March*, 1760; the ſixth, from the 19th to the 24th of *May*, 1760; the ſeventh, from the 6th of *October*, 1760, to the 10th of *April*, 1761.

The laſt ſeſſion of this Aſſembly is in one reſpect unique. Extending over a period of more than ſix months, it had a greater length of life than any other ſeſſion of the General Aſſembly up to that time held. The one coming neareſt to it in this reſpect was the laſt ſeſſion of the Aſſembly for 1742-1749, which extended from *October* 27, 1748, to *May* 11, 1749, the buſineſs that occupied the attention of the Aſſembly being the general reviſion of the laws of the Colony then in force. The explanation of the great length of the ſeſſion at preſent under conſideration is to be found in the following circumſtances:

In 1748 the General Aſſembly paſſed a law having the title "*An Act for amending the ſtaple of Tobacco, and preventing frauds in his majeſty's cuſtoms.*" This law gave in minuteſt detail regulations for the inſpection and ſhipment of tobacco, the erection of public warehouſes, the iſſue of tobacco notes, the collection of taxes in tobacco, etc. In fact, few poſſible tranſactions in this ſtaple failed to receive attention in the law. It covers no leſs than forty printed pages in *Hening's* "*Statutes at Large*[1]." Its laſt proviſion was that it ſhould continue in force "for and during the term of four years, and from thence to the end of the next ſeſſion of Aſſembly." In *February*, 1752, this act, a few amendments having been made to it, was renewed, to continue in force "until the 20th of *October*, in the year of our Lord, one thouſand ſeven hundred and ſixty, and from thence to the end of the next ſeſſion of Aſſembly.[2]" The moſt important buſineſs, then, before the Aſſembly that met the 6th of *October*, 1760, was the reviſion and renewal of this law, which undoubtedly affected the material welfare of the Colony to a greater extent than did any other law on the ſtatute books. Buſineſs of ſo great importance could not be ruſhed through the Houſe of Burgeſſes, and the General Aſſembly could not conveniently remain in ſeſſion late in *October*, the month for the meeting of the General Court, compoſed of the governor and the Council. Hence on the 20th of *October* an adjournment was had till the 11th of *December*, and then,the Aſſembly coming together for a few hours, a further adjournment was had till the 5th of the following *March*. At that time the members went to work with a will, and finally paſſed an act to continue the law, with a few amendments, for a further period of three years. It was, accordingly, to prevent the confuſion that would ariſe if this law expired in the abſence of a ſuitable ſubſtitute that the very unuſual courſe was taken of adjourning for a long period. Under ordinary circumſtances there would have been a prorogation inſtead of an adjournment on the 20th of *October*, and alſo on the 11th of *December*.

The text here preſented of the Journal of the Houſe of Burgeſſes for the firſt ſeſſion of the Aſſembly follows a tranſcript of a printed Journal in the *Public Record Office* in *London*. This Journal, as were the Journals of all the ſeſſions of the Aſſembly of 1758-61, was printed in *Williamſburg, Va.*, by *William Hunter*, the public printer for the Colony at that time. The title page has been loſt, the text beginning on page 3 and ending on page 57. This is the only printed copy, with text in full, known to be in exiſtence. A mutilated copy in the *Library of Congreſs* contains only pages 23-30.

The text of the Journal for the ſecond ſeſſion alſo follows tranſcript of a printed Journal in the *Public Record Office*. This copy of the Journal now has no title page, and probably

[1] Hening, VI. 154 ff. [2] Hening, VI. 222-227.

probably never had one, ſince the firſt page of the text is numbered 1. This is not concluſive evidence, however, for in ſome of the printed Journals of that period—as we know from the perfect ſpecimens in exiſtence—the page numbers begin with the title page, and in ſome they begin with the firſt page of the text.

The text of the Journal of the third ſeſſion alſo follows tranſcript of printed copy in the *Public Record Office*. The title page of this volume is as follows: The | Journal | of the | Houſe of Burgeſſes. | MDCCLIX, | Being the third Seſſion of this preſent | General Aſſembly | (Vignette: Coat-of-Arms of the Colony) Williamſburg | Printed by William Hunter. MDCCLIX.

In this copy there are, in addition to the title page and the reverſe blank page, ninety-four pages of text, the numbering of the pages beginning with the text and not with the title page. There is a copy of this Journal in good condition in the *Library of Congreſs*.

For the fourth ſeſſion the text here given follows the text of a printed Journal in the *Library of Congreſs*. This Journal has, beſides the title page and the following blank page, twenty-ſix pages of text. The title page is exactly ſimilar to the title page of the Journal of the third ſeſſion, the word "Fourth" being ſubſtituted for "Third."

The text for the Journal of the fifth ſeſſion follows the manuſcript copy of the Journal in the *Public Record Office*. A copy of the printed Journal for this ſeſſion is owned by Mrs. *C. W. Coleman*, of *Williamſburg, Va.* It contains fourteen pages.

For the ſixth ſeſſion the printed copy of the Journal in the poſſeſſion of Mrs. *C. W. Coleman*, of *Williamſburg, Va.*, has been followed. No other copy of this Journal, either in manuſcript or in print, has been found. It contains thirteen pages.

For the ſeventh ſeſſion the printed copy in the *Public Record Office* has been followed. This copy has loſt its title page. The paging originally began with the title page. There were ninety-ſeven pages in all. There is a copy of this Journal in the *Library of Congreſs*, and it is in good condition.

The period of the Journals contained in this volume was one of fierce war. The mightieſt colonial ſtruggle probably ever engaged in was being carried on between *England* and *France* for the poſſeſſion of territory now the ſeats of empires. This conteſt was world-wide, embracing in its ſphere not only the continent of *America*, with its adjacent iſlands, but *Europe* itſelf, diſtant *India*, and the waters of the ſea. Directed by her great ſtateſman, *William Pitt*, *England* emerged from the conflict victorious at every point. *Pitt*, as no other man could have done, was enabled to organize and make effective uſe of the full fighting force of the heterogeneous *Britiſh* poſſeſſions, and at the ſame time to collect from the *Britiſh* tax-payer ſums ſufficient to pay to *Frederick* the Great the ſubſidies that made it poſſible to keep in the field thoſe ſplendid *Pruſſian* armies which at the ſame time that they were winning imperiſhable glory for themſelves and their renowned leader were in reality fighting *England's* battles as well, by rendering it impoſſible for *France* to withdraw from the *European* theatre of action adequate forces to enable her to meet *England* on equal terms in *America*, and impoſſible, alſo, to devote needed money to the maintenance of her navy. Animated either directly or indirectly by *Pitt's* great ſpirit, the *Engliſh* themſelves, the *Iriſh*, the *Scotch* clanſmen, the tribeſmen of *India*, the Coloniſts of *America*, and even the *American* red men—not a few of them—combined to wage a conteſt the importance of which can with difficulty be overeſtimated.

In the Journals before us we ſee the efforts made by that conſtituent of the *Britiſh* realm known as the Colony of *Virginia* to bear her full part in the mighty ſtruggle. When with the coming of *Francis Fauquier* as lieutenant-governor of *Virginia* in 1758—the governor was Lord *Loudoun*, at that time commander-in-chief of his majeſty's forces in *America*—the Aſſembly of 1758-1761 was called together, the war had already been waged for ſeveral years; *Braddock* had met with diſaſtrous defeat; the frontiers of *Virginia* had been harried by the mercileſs ſavage allies of *France;* and by an extraordinary effort made in the earlier part of the year, the *Virginia* forces in the field had been increaſed

increaſed to two regiments of a thouſand men each, which, under the command of *Waſhington*, were to join in the propoſed expedition to be conducted by General *Forbes* againſt Fort *Duquefne*. The main buſineſs of the Aſſembly convened by Lieutenant-Governor *Fauquier* was during its firſt ſeſſion to provide ways and means for the payment of theſe ſoldiers till the firſt of *December* of that year (the limit of the time for which one-half of them had been enliſted) and for the continuance of the other half in ſervice till the firſt of the following *May*, ſince it was thought that it would be imprudent to diſband all the regular forces excluſive of the rangers on the firſt of *December*. At this ſeſſion, too, four companies of rangers were provided for, who were not to leave the Colony, but were to protect the frontiers in the abſence of the two regiments on the Fort *Duquefne* expedition. The power of the governor to garriſon the forts vacated by the regulars with men drafted from the militia was alſo continued.

It was ſuppoſed during this firſt ſeſſion of the Aſſembly that the expedition againſt Fort *Duquefne* would certainly be concluded by the firſt of *December;* and in the law continuing one regiment in ſervice till the following *May* it was provided that this regiment ſhould be marched back to *Virginia* and made to do duty on the frontiers from the firſt of *December* till the expiration of its term of ſervice. Later, however, when it ſeemed probable that the reduction of Fort *Duquefne* would be delayed, it became neceſſary for the governor to call the Aſſembly together again, in order that appropriate legiſlation might be had with the view of preventing the withdrawal of the *Virginia* forces from the expedition at the critical moment. The ſecond ſeſſion of the Aſſembly began on *Thurſday* the 9th of *November*. Its only buſineſs was to paſs a law providing that the firſt regiment might be continued in the ſervice outſide of the Colony till the firſt of *January*, and that the ſecond regiment (which, as ſtated above, had enliſted to ſerve only till the firſt of *December*) might be employed in the ſame ſervice if its members could be prevailed upon to continue with the colors. Fortunately the campaign againſt Fort *Duquefne* ended on the 26th of *November* with the occupation by the *Britiſh* and Colonial forces, under the immediate command of *Waſhington*, of the ſite of Fort *Duquefne*, the fort itſelf having been abandoned and ſet on fire by the *French* on the preceding day.

When the Aſſembly began its third ſeſſion, on the 22nd of *February*, 1759, a feeling of great ſatiſfaction prevailed among its members, one of whom was *George Waſhington*, who, having reſigned his command, had taken the ſeat in the Houſe of Burgeſſes to which he had been elected from the County of *Frederick*. The cloud of war had paſſed from the horizon formed by the *Virginia* boundaries. Since, however, the aſſiſtance of *Virginia* troops would be needed in driving the *French* from their remaining ſtrongholds and in garriſoning thoſe already captured from them, the governor in his opening addreſs aſked that as many men be kept by the Colony in the field as had ſerved under the *Virginia* ſtandards the preceding year. His requeſt was met, however, only in part. Proviſion was made for filling the ranks of the regiment then in the pay of the Colony and for continuing it in ſervice till the firſt of *December* following; and, in order that the frontiers of the Colony might not be left defenſeleſs if this regiment ſhould be marched away to be employed in offenſive operations againſt the *French*, an additional force of five hundred men was provided, the four companies of rangers enliſted according to the law of the preceding *September* having by this time been diſbanded. The act paſſed in 1757 for better regulating and diſciplining the militia was continued. The main proviſions of this act[1] were that all the white male inhabitants of the Colony (a few claſſes being excepted) ſhould be conſidered as members of the militia; that each member was to ſupply himſelf with proper arms, unleſs it ſhould be certified that he was a pauper (in which caſe arms were to be ſupplied at the public expenſe); and that the militia, formed into companies under proper officers, were to have company drills once in three months and general county muſters twice a year. The act paſſed the ſame year (1757) for making proviſion againſt invaſions and inſurrections[2], whereby the governor was in time

[1] Hening VII, 93-106.

[2] Hening VII, 106-116.

time of exigency empowered to levy ſuch a force from the members of the militia as he might think proper, and whereby the officers of the militia of the ſeveral counties were empowered to march on their own reſponſibility their forces out of their home counties, was also continued. Later on in the seſſion, the members of the two houſes were prevailed on to paſs an act providing that two hundred of the additional five hundred men provided for by the firſt act of the ſeſſion, who, according to that act, were to remain in the Colony, ſhould be employed as artificers and joined to the regiment allowed to ſerve away from home.

This ſeſſion came to an end by prorogation on the 14th of *April*, 1759, the date ſet for re-aſſembling being the firſt *Thurſday* in *Auguſt*. The Aſſembly did not, however, convene till the firſt of *November*. At that time, though *Niagara*, *Ticonderoga*, *Crown Point*, and, moſt important of all, *Quebec*, had fallen, yet the *French* had not been abſolutely routed, and, more diſquieting ſtill, war was threatened with the *Cherokee Indians*. Hence the governor aſked in his opening addreſs that proviſion be made for continuing in the ſervice the fifteen hundred men provided for by the Aſſembly at its laſt ſeſſion. This requeſt was in part acceded to. The regiment was continued in ſervice till the firſt of the following *May*. But it was provided that only four hundred of them ſhould be allowed to act in conjunction with his majeſty's forces outſide of *Virginia*, and that the remainder were to be employed in defending the frontiers of the Colony. Till theſe could be marched from the north to take their aſſigned poſitions, the three companies already employed on the frontiers were to be continued in ſervice.

The *Cherokee Indians* were evidently the principal cauſe of alarm. Theſe *Indians* had hitherto for ſeveral years been acting as the allies of the *Engliſh*. A number of them were in the army of General *Forbes* in the ſucceſsful expedition againſt Fort *Duqueſne*. But very unfortunately when, at the cloſe of the campaign, theſe were returning home through the frontier territory of *Virginia*, they could not be reſtrained from taking ſuch horſes as they could lay their hands on, and the frontierſmen, attacking them, ſlew ſeveral and captured others. It was but natural that they ſhould retaliate. Moreover, they were eſpecially incited to retaliation by the *French*, many of whom, on the capture of Fort *Duqueſne*, had found their way down the *Ohio* River and up the *Tenneſſee* to the country of the *Cherokees* (which was, broadly ſpeaking, the territory now embraced in Eaſtern *Tenneſſee* and Weſtern *North Carolina* and in the adjacent portions of *South Carolina*, *Georgia*, and *Alabama*). Accordingly, they commenced a ſeries of outrages along the frontiers—eſpecially the frontiers of *North* and *South Carolina*. But Governor *Lyttleton*, of *South Carolina*, marching againſt them with a force collected from his colony, entered into an agreement with them which for a ſhort while delayed the breaking out of war on a large ſcale. Hence at the *March*, 1760, ſeſſion of the *Virginia* Aſſembly the only military expenditures authorized were for the continuance of the regiment in ſervice till the firſt of the following *November* and for the continuance of three companies of 100 men each in ſervice after that time ſhould the governor deem it deſirable. This buſineſs being attended to, the governor prorogued the Aſſembly to the firſt of *June*.

According to the agreement made by Governor *Lyttleton* with the *Cherokees*, twenty-two *Indians* were to be kept in Fort *Prince George* as hoſtages till the delivery to the *Engliſh* of a like number of their brethren charged with murder. When Governor *Lyttleton* with his troops left the vicinity of Fort *Prince George*, the *Cherokees* made an attack on the fort for the purpoſe of reſcuing theſe hoſtages, and killed ſeveral officers. In a rage the garriſon, falling upon the hoſtages, butchered them to a man. After this, war was on in all its fury. Fort *Loudoun*, ſituated about thirty miles from where *Knoxville*, *Tenneſſee*, now ſtands—this fort had been built in 1756 by Major *Andrew Lewis* at the command of Lord *Loudoun*—was at once inveſted by them, and its garriſon, conſiſting of two hundred *Britiſh* troops, was reduced to extremity. The plan of General *Amherſt*, commander-in-chief of the *Engliſh* forces in *America*, was that Colonel *Montgomery*,

gomery, with a force of *Britiſh* regulars and Colonial troops, ſhould invade the *Cherokee* country from the ſoutheaſt, while a force from *Virginia* ſhould proceed down the *Clinch* and *Tenneſſee* rivers and attack what were known as their "Over Hill" towns—that is, their towns beyond the mountains, in the valley of the *Tenneſſee* River. The *Virginia* Aſſembly was called hurriedly together in *May*, 1760, and a law was paſſed providing for the raiſing of ſeven hundred men, who were, with the three hundred already ſtationed in the ſouthweſtern part of the Colony, to march at once to the relief of Fort *Loudoun*. Before, however, this force could be gotten together, the force under Colonel *Montgomery* had finiſhed its campaign by relieving Fort *Prince George* and defeating the *Cherokees* in a pitched battle. It had been found by this force impoſſible, however, to penetrate to Fort *Loudoun*, and Colonel *Montgomery* gave up the attempt. After this, ſince it would have been folly for the ſmall *Virginia* force to eſſay the execution of its part of the general plan, Fort *Loudoun* was left to its fate. The garriſon, in a ſtarving condition, finally ſurrendered, favorable terms having been granted them. But the terms were not kept. When they had marched out of the fort, they were ſurrounded and many of them maſſacred, the reſt being captured and held for ranſom. When the Aſſembly met in *October*, however, no comprehenſive plan for waging offenſive war againſt the *Cherokees* had been formulated. Hence the only troops provided for were the one thouſand of the regiment already in ſervice. All of theſe, it was ordered, ſhould ſerve within the limits of the Colony. Payment for theſe troops was provided till the following *April*. But on the 31st of *March* of the ſame ſeſſion a bill was approved by the governor for providing for the maintenance of the regiment till the firſt of *December*. According to this act the governor might uſe the regiment outſide the Colony if he thought proper. The plan now propoſed by General *Amherſt* was to engage in a campaign againſt the *Cherokees* ſimilar in outline to the campaign of the year before. Colonel *Grant*, with a force of regulars and *South Carolina* provincials, was to invade the *Cherokee* country from *Charleſton*, and the *Virginia* forces, under Colonel *Byrd*, aſſiſted by troops from *North Carolina*, if the *North Carolina* Aſſembly could be prevailed upon to ſend them, were to march down the *Tenneſſee* Valley. The reſults of the campaign were ſimilar to thoſe of the year before. *Grant*, with an adequate force, defeated the *Cherokees* of the lower towns; Colonel *Byrd*, with a force too weak to advance far into the enemy's country, did little beyond rendering protection to the frontier. The correſpondence of Colonel *Byrd* and General *Amherſt* and that of Colonel *Byrd* and Governor *Fauquier*, given in the appendix to this volume, tells the ſtory in detail. Though peace was not made with the *Indians* immediately after their defeat by Colonel *Grant*, with this defeat the *Indian* war was practically at an end. The war with the *French* in *America* had been at an end for ſome months.

Aſſociated with the war meaſures adopted by the Aſſembly—in fact, a part of them—were the meaſures for raiſing money. Throughout the whole period of the war the taxes were exceſſively heavy, having been largely increaſed along all lines. Practically every kind of tax ever deviſed by the ingenuity of law-making bodies was levied. There were direct taxes and indirect taxes. There were land taxes and poll taxes and licenſe taxes. There were taxes on imports and taxes on exports. It was very early found neceſſary, however, to anticipate the collection of taxes by the iſſue of treaſury notes. Theſe notes were iſſued for a definite time, and proviſion was made for their redemption by the laying of ſpecial taxes, which at the end of the time during which the notes were to paſs current were to be collected and applied to their retirement. Not only were theſe notes receivable for taxes, but they were alſo made a legal tender in private monetary tranſactions. Proviſion was made for the firſt iſſue of them in *May*, 1755. After this an increaſe was authorized at every meeting of the Aſſembly except two till the ſeſſion held in *October*, 1760. Though at this ſeſſion money had to be raiſed for filling the ranks of the regiment then in ſervice and for continuing it in ſervice, the neceſſity for iſſuing treaſury notes was happily at an end. The ſupply of money that Parliament had voted the king in 1757 to be paid the colonies of *North Carolina*, *South Carolina*, and *Virginia*, together with the further ſupply voted in 1758 to be paid all the colonies, was

at

at that time available. The amount allotted *Virginia* was in round numbers £52,000. The whole queſtion of the note iſſue has been treated in the preface to the Journals of the Houſe of Burgeſſes for the Aſſembly of 1761-65, the volume immediately preceding this volume in the preſent ſeries.

In that preface, too, have been treated the very intereſting laws paſſed during this period allowing the inhabitants of the Colony to diſcharge their public dues in money inſtead of tobacco. Theſe laws furniſhed the occaſion, as is well known, for many among the clergy to ſhow what has been conſidered by ſome a graſping ſpirit ill-becoming gentlemen of the cloth. In conſidering the attitude of the clergy, however, we ſhould not look merely at one ſide of the queſtion. It is true that the ſcarcity of tobacco rendered that commodity more valuable than it had been, and that the demand of the clergy for their exact number of pounds may have had in it an unworthy element of ſelfiſhneſs; but, on the other hand, it is alſo true that the inflation in general prices, the reſult of the exceſſive iſſue of treaſury notes, was ſuch as to reduce the purchaſing power of the ſalaries paid in money far below what in equity it ſhould have been.

But the clergy were by no means the only inhabitants of the Colony at that time againſt whom the charge of ſelfiſhneſs may lie. Human nature was the ſame then as it is now. An examination of the various meaſures of taxation reſorted to in the progreſs of the war diſcloſes an intereſting example of the laying of a protective tariff under the guiſe of a meaſure deſigned to increaſe revenue, and an example of the ſelfiſhneſs foſtered by ſuch a ſyſtem. In *May*, 1755, an additional duty of ten *per cent.* was laid on ſlaves imported into the Colony. The duties already impoſed on them amounted to about ten *per cent.* All theſe duties were renewed in 1757, to continue for ſeven years. The rate was ſo heavy as to cauſe a marked falling off in the number of ſlaves imported, but the price of thoſe in the Colony advanced, of courſe, to the extent of the duty impoſed, with the reſult of increaſing the wealth of the large land-holders and ſlave-holders and of rendering it more difficult for the ſmall farmers to extend their operations. Earneſt efforts were made by the latter to break the monopoly thus created, but it was not until 1760 that theſe efforts were crowned with ſucceſs. In the *May* ſeſſion of that year, the proviſion to take off the ten *per cent.* additional tax was attached as a rider to the bill for raiſing troops for the *Cherokee* Expedition. To the laſt thoſe who profited by the duty fought for its retention[1].

To be claſſed with the war meaſures is an act paſſed in *September*, 1758, to repeal the law of 1755 granting rewards to perſons for bringing in the ſcalps of *Indian* enemies killed within the limits of the Colony. The debates held in the Aſſembly were, unfortunately, never reported, and unleſs a bill was brought in as the reſult of a petition—the main points of petitions are always given in the Journals—the reaſons for the paſſage of the bill can, in the abſence of information other than that contained in the Journals, be merely gueſſed at. Thoſe bills that became laws are given in *Hening's* "*Statutes*," and, in their preambles the objects ſought to be attained by thoſe voting for them are uſually ſet forth. But the preamble of this particular act merely ſtates that the law to be repealed "hath been found not to anſwer the purpoſes thereby intended"—a declaration giving next to no information. When, however, we turn to the Journal for the proceedings of the day on which the bill was firſt introduced[2], though we find that the bill did not ariſe out of a petition, the bare record being "Upon a Motion made, Ordered, That Leave be given to bring in a Bill for repealing an Act," etc., there is deſcribed in the preceding paragraph of the Journal a tranſaction that is illuminative. A petition had been handed in by ſundry inhabitants of *Bedford* County ſetting forth that the *Cherokee Indians* had committed depredations upon them, and praying that ſoldiers be ſtationed in the county for the protection of the inhabitants and that the inhabitants be allowed to retaliate on the *Indians*. This ſeemingly reaſonable requeſt was flatly refuſed, and no reaſon given. It ſhould be remembered, however, that the *Cherokees* were at that time in alliance with the *Engliſh* and that many of them were with General *Forbes* on his advance

[1] Appendix to this volume p. 284.

[2] See p. 8.

advance toward Fort *Duquefne*. The motive, then, prompting the Houſe to refuſe the petition was the deſire to prevent the breaking of this alliance. The ſame motive may be given for the repeal of the law. It was, no doubt, felt that the inhabitants of the frontiers, in their deſire to obtain the rewards offered, might not be careful enough to diſtinguiſh between friends and enemies and that ſuch a want of diſcrimination might be deſtructive of the highly valued alliance. Policy, probably, rather than humanity, was behind the law.

The truth is that the vaſt majority of the meaſures of a general nature conſidered by this Aſſembly had a direct relation to the dominant fact of the time, namely, the great war which the whole *Engliſh* ſpeaking world was putting forth every effort to bring to a ſucceſſful concluſion. If the Journals, in their uſual tantalizing meagreneſs of ſtatement, fail to bring out the relation, it may yet ſometimes be diſcovered on an examination of the acts themſelves as given in *Hening's "Statutes."* Take, for inſtance, the Act for encouraging Arts and Manufactures, paſſed in *April*, 1759. The preamble of this act[1] ſtates that the improvement of arts and manufactures "may be of ſingular advantage to this Colony in its preſent diſtreſſed ſituation, by encouraging families to remove and ſettle here." The act itſelf proceeds to name truſtees whoſe duty it ſhall be to promote the development of arts and manufactures in every way poſſible, but eſpecially by the payment of premiums to ſuch perſons as may invent uſeful proceſſes. The feeling was, evidently, that ſtrenuous exertions ſhould be made for building up the waſte places and for making good the drain occaſioned by the war both in men and money.

And this feeling, no doubt, had its weight in bringing about the paſſage of the Act for appointing an Agent, though in this caſe it finds no ſpecific expreſſion in the preamble of the act, and though Governor *Fauquier* in his letter to the *Board of Trade*[2] aſſigns to it a different origin. He ſays that the act reſulted from the deſire on the part of the members of the Houſe of Burgeſſes to have ſome one to repreſent them in *England* in caſe there ſhould ariſe in the future a diſpute ſimilar to that of Governor *Dinwiddie's* days in reference to the piſtole fee. Then a ſpecial agent had to be ſent over at great expenſe to lay before the authorities in *England* the views of the people of *Virginia*. The governor and Council already had an agent in *England*, but the agent named by this act was to repreſent the Colony as a whole. The act was paſſed in *February*, 1759, and *Edward Montague*, of the *Middle Temple*, was by it appointed agent. He was to be under the direction of a committee of correſpondence, who were to tranſact ſuch buſineſs with him as was committed to them by the General Aſſembly. The committee was, when required, to lay all of their correſpondence with the agent before the General Aſſembly. In caſe *Edward Montague* refuſed to act, the committee was empowered to appoint ſome one in his ſtead, who was to be approved by the Aſſembly at its next meeting; or in caſe he proved to be unſuitable, he might be removed by the committee and another appointed, who, as in the firſt inſtance, was to be approved by the Aſſembly. The committee was compoſed of members both of the Council and of the Houſe; and the law clearly indicates that the committee was to be under the abſolute control of the General Aſſembly. The *Board of Trade*, however, affecting to think the proviſions of the law ſomewhat looſely drawn and to fear that the power given the committee was too great, the king in council inſtructed Governor *Fauquier* to inform the General Aſſembly that the act would not be allowed unleſs amended. Accordingly, at the laſt ſeſſion of this Aſſembly an amendment was made to it, providing that the perſon to be appointed by the committee in caſe of the refuſal of *Montague* to ſerve, or in caſe of his ſubſequent removal, muſt firſt have been endorſed by the governor, and ſhould hold office only till the next meeting of the General Aſſembly.

Paſſing now to a brief conſideration of what may be called the uſual routine buſineſs of the Aſſembly—that kind of buſineſs tranſacted in times of peace as well as under ſtreſs of war—attention may firſt be drawn to the great number of claims acted on, the number being much larger than uſual as a direct reſult of the war. Theſe claims were ſometimes

[1] Hening VII, 288. [2] Appendix, p. 288.

ſometimes conſidered at once by the whole Houſe, and ſometimeſ referred to ſpecial committees; but when the ſeſſions were long and the various ſtanding committees were appointed, they were referred to the Committee of Public Claims. This committee was far the buſieſt one of the Houſe. It had power to ſend for perſons and papers and to make ſearching examination into all mattters preſented for its conſideration. In every caſe except one of the mereſt routine (ſuch, for inſtance, as the conſideration of a claim for taking up a runaway), the committee would report its finding to the Houſe, which would then uſually inſtruct the committee, in accordance with the report, to ſet down a certain amount in the Book of Claims. The claims were ſo numerous that a large book was required for their enrolment. Toward the cloſe of the ſeſſion the whole book would be approved by the Houſe and ſent up to the Council. When approved by that branch, it was returned to the Houſe and then ſent to the governor.

Much of the time of the Aſſembly was alſo conſumed in the conſideration of private bills. For inſtance, ſeveral acts were paſſed to dock the entail of certain pieces of land deſcribed therein, that is, to bring the land from under the operation of the law of entail; and ſeveral acts were paſſed to allow truſtees or executors to make a ſpecified diſpoſition of the property under their management. In ſuch caſes it was uſual for the law to have the proviſo attached that it ſhould not go into effect till the king's approbation ſhould be obtained. There were three or theſe acts, however, which did not contain the proviſo, the explanation of the omiſſion being that the reſult effected in each caſe was, in the opinion of the members of the Aſſembly, merely one that could have been brought about by reſort to the courts, the law-making body having been applied to merely that time might be ſaved. In ſuch caſes it was held by members of the Aſſembly that the proviſo was unneceſſary. The form, however, was inſiſted on by the king in council. Governor *Fauquier* was inſtructed to repeal theſe acts. They, accordingly, had all to be paſſed again, with the proviſo added[1]. In this tranſaction, as in the inſiſtance on an amendment to the Agent's Act, is to be ſeen proof of the cloſeneſs with which the proceedings of the Aſſembly were watched by the authorities in *England*.

Of bills of a local nature may be mentioned thoſe for eſtabliſhing ferries and thoſe alſo for eſtabliſhing towns. Several of the towns authorized to be founded at that time are ſtill in exiſtence—notably, *Woodſtock*, of the bill for the eſtabliſhment of which, *George Waſhington*, the member from *Frederick*, was very appropriately the patron.

Of peculiar intereſt are the proceedings in reference to various veſtries of the eſtabliſhed church. Petition after petition poured into the Aſſembly praying in individual caſes for their diſſolution. Some of theſe were rejected; others, granted. The following is a liſt of the veſtries that were diſſolved, together with the reaſons given for the action taken: The veſtry of the Pariſh of *Hamilton* in the County of Prince *William* (the reaſon being that the veſtrymen, who ſeemingly could not keep the peace with each other, petitioned the Aſſembly for a diſſolution); *Antrim*, in *Halifax; Cameron*, in *Loudoun; Bath*, in *Dinwiddie;* Saint *Patrick*, in Prince *Edward* (all theſe becauſe guilty of illegal practices, and in the caſe of Saint *Patrick* a Diſſenter being a member of the veſtry); Saint *Anne*, in *Albemarle* (becauſe the veſtry was not legally elected); *Chriſt* Church, in *Lancaſter* (ſince it conſiſted of twenty-four members inſtead of twelve); *Suffolk*, in *Nanſemond* (on account of the miſapplication of charity funds intended by their donors to be uſed only in one part of the pariſh); the Pariſh of *Elizabeth* River, in Norfolk County (becauſe guilty of illegal practices). The very great number of petitions aſking for the diſſolution of veſtries and the large number of laws paſſed in accordance with the wiſhes of the petitioners give ſome inſight into the condition of the church eſtabliſhment at that time. This, it ſhould be remembered, was the era of Samuel Davies and the rapid ſpread of diſſent in the interior counties of the Colony, as diſtinguiſhed from the frontier counties, the inhabitants of which had from the earlieſt period of their ſettlement been largely Diſſenters. In fact, the period of the French and Indian War is recognized by thoſe who have made a ſtudy of the queſtion as being the one in which the ſight made by Diſſenters for rights of toleration was practically won.

In

[1] See p. 184.

In nearly every inſtance bills originated in the Houſe of Burgeſſes, but they might originate in the Council. Take, for inſtance, the bill[1] paſſed by the Council on the 20th of November, 1759, "to eſtabliſh a method to preſerve the Credit of the Paper Currency of this Colony." This bill, however, received ſhort ſhrift in the Houſe.

Another very intereſting bill that failed of paſſage was one, introduced at the cloſing ſeſſion of the Aſſembly, for removing the ſeat of government from *Williamſburg* to ſome place more convenient to the majority of the inhabitants of the Colony. This bill did not even paſs the Houſe of Burgeſſes, and if it had done ſo, it would, according to the report made by Governor *Fauquier* to the Board of Trade[2], have been killed in the Council. The great attention, however, that it received may be inferred from the fact that it was conſidered in committee of the whole house no fewer than four times. Only the moſt important matters were conſidered in committee of the whole houſe, and very few ſo conſidered received the attention of the committee as frequently as did this one. It was defeated by only one vote, the yeas being 35 and the nays being 36. We have the governor's authority, too, for ſaying that the majority of the members really wiſhed to remove the ſeat of government, but that all knew that no place could be fixed upon for the capital in caſe they did vote to remove it. The location of the capital was a matter indifferent to the governor, but he notified the Board of Trade that if they thought it adviſable to keep the capital at *Williamſburg* the end might be effected by the appointment to the Council of a majority of its members from the neighborhood of that city.

The relations between Governor *Fauquier* and the Houſe of Burgeſſes ſeem to have been moſt pleaſant. Differences of opinion ſometimes, indeed, aroſe, but they were expreſſed in the language of courteſy on both ſides, a language which in this caſe did not conceal an undue irritation of feeling, for each had confidence in the honeſty of purpoſe of the other. And Governor *Fauquier* was enough of a diplomat to know when to give way. That he correctly gauged the feeling of independence which even at that period characterized the *Virginians*, is ſhown by the fact that in 1759 or 1760 he warned Mr *Pitt* that any taxation laid upon the colonies by the *Engliſh* Government would lead to the moſt ſerious diſturbances[3]. It was only about five years after this that Governor *Fauquier* found it neceſſary to diſſolve the *Virginia* Aſſembly on the paſſage by the Houſe of Burgeſſes of *Henry's* famous reſolutions againſt the Stamp Act.

H. R. McILWAINE.

[1] See p. 151. [2] Appendix, p. 294.

[3] Gordon, W., "Rise, Progress and Establishment of the Independence of the United States," I, 136.

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of the

HOUSE OF BURGESSES

1758

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HOUSE OF BURGESSES

Thursday, the 14th of September, 32 Geo. II. 1758.

NINETY-THREE *Members* having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, took their Places in the Houſe.

A *Meſſage* from the Governor was delivered by Mr *Walthoe.*

Gentlemen of the Houſe of Burgeſſes,

The Governor commands your immediate Attendance in the Council Chamber.

The Houſe went up accordingly, and the Governor was pleaſed to ſay to them,

Gentlemen of the Houſe of Burgeſſes,

You muſt return again to your Houſe, and immediately proceed to the Choice of a Speaker, and preſent him to me To-morrow in this Place.

Being returned, Mr *Landon Carter* put the Houſe in Mind of the Governor's Commands to proceed to the Choice of a Speaker, and did nominate and recommend *John Robinſon*, Eſq; who was Speaker of the late Aſſembly, a Gentleman who had given undeniable Proofs of his Abilities, Integrity and Fitneſs to execute that important Truſt; and he was accordingly unanimouſly elected Speaker, and conducted to the Chair by two Members, from whence he made a Speech, expreſſing the juſt Senſe he had of the Obligations they had laid him under, and returned them his Thanks for the Honor they had conferred on him.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 15th of September, 32 Geo. II. 1758.

A *Meſſage* from the Governor by Mr *Walthoe.*

Gentlemen of the Houſe of Burgeſſes,

It is the Governor's Pleaſure, that your Houſe immediately attend him in the Council Chamber, and preſent your Speaker.

And accordingly the Houſe went up with their Speaker Elect, and the Governor was pleaſed to expreſs his particular Approbation of their Choice. Mr *Speaker* then, in Behalf of the Houſe, petitioned the Governor that they might enjoy their ancient Rights and Privileges, ſuch as Freedom of Speech and Debate, Exemption from Arreſts, and Protection

Protection for their Eſtates; and laſtly for himſelf, that no Miſtakes of his might be imputed to the Houſe.

To which the Governor anſwered, *That he ſhould take Care to defend them in all their juſt Rights and Privileges.*

Being returned, Mr *Speaker* reported, that the Houſe had attended the Governor in the Council Chamber, and preſented their Speaker, and that he was pleaſed to approve their Choice, and then made a Speech to the Council and this Houſe, of which he had, to prevent Miſtakes, obtained a Copy, which he read, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I have deferred calling you together as long as the Exigencies of Government would permit me, being deſirous of accommodating your particular Affairs to the Concerns of the Public, as much as poſſible; and if theſe had not demanded it, I ſhould not have given you this Trouble now, merely to notify to you, in this Place, His Majeſty's Appointment of me to ſucceed to the Honorable Robert Dinwiddie, *Eſq; as Lieutenant-Governor of this his Colony and Dominion of* Virginia, *an Honor and Truſt conferred on me to which it behoves me to pay the greateſt Attention and Regard.*

That I may, in ſome Meaſure, merit this Honor, and anſwer to this Confidence which His Majeſty has moſt graciouſly been pleaſed to repoſe in me; it becomes equally my indiſpenſable Duty to provide for the Proſperity and Well-being of this Colony, and to promote the Honor and Dignity of His Majeſty and the Crown of Great Britain *in all its Branches and Appendages. If I, on my Part, ſteadily purſue the Firſt, I make not the leaſt Doubt, from the many great and recent Proofs you have given of your Fidelity and unſhaken Loyalty, but that you, on your Parts, will heartily and chearfully concur with me in all Meaſures which may tend to eſtabliſh and ſtrengthen the Laſt*

It is my earneſt Wiſh that a perfect Harmony may at all Times ſubſiſt between us; and to this Purpoſe it ſhall be my conſtant Endeavour to conſult the Happineſs of the People committed to my Charge, by taking Care that effectual and ſpeedy Juſtice be rendered to all His Majeſty's Subjects in Virginia, *as far as in me lies; and by all other Means which may conduce to that deſirable End. But whatever Aſſurances I may give of my future Conduct, I am very ſenſible that I ſhall be judged of by my Actions: Theſe are the Teſt by which you, as reaſonable Men, will form your Opinion of me, and will hereafter either give me, or withhold from me your Confidence. To this Teſt I hope I ſhall always be willing to ſubmit.*

By Letters I have lately received from the Army, which I have ordered to be laid before you, it is doubtful whether the great End of our Wiſhes can be obtained this Year, but the Operations of this Campaign tend at leaſt to prepare Matters for an early Attack the next.

Gentlemen of the Houſe of Burgeſſes,

The Part you have ſo nobly taken in the preſent War, by granting the large Sums of Money you have done, in Support of His Majeſty's Arms, and the common Cauſe, has given great Satiſfaction, and is worthy the Imitation of our neighbouring Colonies; but ſorry am I to ſay, that the Sums already given, great as they are, are inſufficient for the Purpoſes for which they were deſigned, and for the Services actually entered upon, and more will be neceſſary to make good the Deficiences now ſubſiſting from the Expences already incurred: I am confident that the bare mentioning theſe Circumſtances will be a ſufficient Inducement to you to have the greateſt Attention to the Diſtreſs of our Country; and I hope that what is neceſſary to be raiſed, will be done in the Manner the leaſt burthenſome poſſible to the People.

Gentlemen of the Council and of the Houſe of Burgeſſes,

I would not willingly detain you long at this Time, yet my Inclinations to ſerve this Colony are ſo ardent that I cannot help recommending one Thing to you, which, from the many Repreſentations that have already been made to me (ſhort as the Time is ſince my Arrival here) appears to me to demand and merit your moſt ſerious Conſideration, and in

our

our preſent Situation not to admit of the leaſt Delay, as the Defence of the Colony, the Protection of the Property, nay the very Lives of our People, depend upon it; I mean the Reviſal of the Militia Law, which, notwithſtanding the many Alterations it has undergone, and Amendments it has received, ſtill wants ſome great Regulations to make its Uſe for the Defence of the Colony bear ſome Proportion to the Expence it creates. The Letters which I have received on this Subject, and my Anſwers to them, ſhall be ready to be laid before you whenever you ſhall call for the ſame.

Unanimity and Diſpatch give Vigor to all public Reſolutions; on this Account I earneſtly recommend them to you, and they will alſo moſt aſſuredly bring with them the additional Pleaſure of your being able, by their Means, to return the ſooner to your reſpective Counties, where your Preſence, if not neceſſary, will certainly be acceptable.

6 *Reſolved*, That an humble Addreſs be made to his Honor the Governor, to return him Thanks for his kind Speech at the Opening of this Seſſion, to congratulate him on his ſafe Arrival into this Government, to aſſure him how great our Expectations are of Peace and Harmony from the Plan which he has been pleaſed to declare ſhall be the Rule of his Adminiſtration, and with how much Pleaſure we ſhall repoſe an entire Confidence in his ſteady Adherence to it; and that he may depend on our Chearful Concurrence with him in every Meaſure within our Power that can contribute to the Honor and Dignity of his Majeſty, and the Proſperity and Well-being of this Colony.

Ordered, That a Committee be appointed to draw up the ſaid Addreſs, and it is referred to Mr *Thomas Lee*, Mr *Richard Henry Lee*, Mr *Attorney*, Mr *Landon Carter*, Mr *Bland*, and Mr *Thompſon Maſon*, to prepare and bring in the ſame.

Reſolved, That this Houſe will take the Governor's Speech into Conſideration To-morrow.

Ordered, That the Reverend Mr *William Yates* be appointed Chaplain to this Houſe, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That *William Francis*, *Thomas Broadrib*, *James Lavie* and *James Yates*, be appointed Door-Keepers to this Houſe, and that they give their Attendance accordingly.

Upon a *Motion* made,

Ordered, That all ſuch Claims and Propoſitions as were referred from the laſt to this Seſſion of Aſſembly, and alſo all ſuch Claims and Propoſitions as ſhall be certified to this Seſſion of Aſſembly (except ſuch as relate to the Militia drawn out into actual Service) be referred to the Conſideration of the next Seſſion of Aſſembly.

Upon a *Motion* made,

The Journal of the Houſe of Burgeſſes, at a Seſſion of Aſſembly held the 26th day of *April*, 1757, was read, and it appearing therein that *William Clinch* (now returned to ſerve in this preſent General Aſſembly as a Burgeſs for the County of *Surry*) was then expelled the Houſe, and voted incapable forever of ſitting or voting in the Houſe of Burgeſſes, it was thereupon

Ordered, That the ſaid *William Clinch* be expelled this Houſe, and that he be forever hereafter rendered incapable of ſitting or voting in this Houſe.

Ordered, That an Addreſs be made to the Governor to order a new Writ to iſſue for the electing a Burgeſs, to ſerve in this preſent General Aſſembly, for the County of *Surry* in the Room of the ſaid *William Clinch*, and that Mr *Bowler Cocke* do wait on him with the ſaid Addreſs.

A *Petition* of ſundry Inhabitants of the County of *Prince George*, ſetting forth, that by Reaſon of the ſhort Crops of Tobacco made this Year, it will be impoſſible for them to diſcharge their public Dues and Taxes that are to be paid in Tobacco, and muſt therefore (unleſs relieved by this Houſe) be ſubject to the moſt vexatious and oppreſſive Exactions of the public Collectors, and praying that an Act may paſs for paying all
7 public, County and Pariſh Levies, and Officers Fees, in Money, for this preſent Year, at ſuch a Price as by the Houſe ſhall be thought reaſonable, was preſented to the Houſe and read.

Ordered

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Bland* to prepare and bring in the ſame.

A *Petition* of ſundry Inhabitants of *Prince Edward* County, ſetting forth, That by Reaſon of the great Drought but little Tobacco or Grain will be made in that County this Year, and praying that an Act may paſs to ſtate the Price of their public Taxes payable in Tobacco at 12s. 6d. per Hundred, and to prohibit all Perſons from demanding more than 2s. per Buſhel for Wheat, and 8s. per Barrel for *Indian* Corn or other Grain, was preſented to the Houſe and read.

Ordered, That the ſaid Petition do lie on the Table.

Several *Claims* of *William Robins*, *David Via*, *William Price*, *David Smith*, *William Robertſon*, and *Stephen Garrett*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of ſundry Inhabitants of the ſeveral Counties of *Charles City*, *Cheſterfield*, *Henrico*, and *Hanover*, praying that an Act may paſs to ſubject all Overſeers to the Payment of Part of all public Taxes accruing on the Plantation and Hands under their Care, in Proportion to the Share of the Crop they are to receive, to be retained by their Employers; and alſo to prohibit People from dealing with Overſeers for any Commodity made on the Plantations over which they are placed, without Leave from their Employers, under certain Penalties, was preſented to the Houſe and read, and the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 16th of September, 32 Geo. II. 1758.

Several *Claims* of *John Brown*, *John Smith*, and *John Vaughan*, *Paces Turner*, Aſſignee of *Joſeph Godwin*, *Thomas Barbour*, *Tilman Weaver*, Aſſignee of *Jacob Weaver*, *Valentine Bethel*, *George Neavill*, *Samuel Bouſh*, *James Thrailkild*, *William Jett*, *Francis Thornton*, *Richard Payne*, *William Johnſton*, *John Jones*, Aſſignee of *James Herndon* and *John Tankerſley*, for taking up Runaways therein mentioned.

Alſo a *Claim* of *Thomas McClanahan*, for a Horſe impreſſed & killed in his Majeſty's Service.

Alſo a *Claim of Martin Hardin*, for 172 lbs. of Tobacco levied on him by the laſt public Levy in the County of *Prince William* for a Runaway taken up and ſaid to belong to him by Miſtake, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

The ſeveral *Petitions* of *Chriſley Bumgardner* and *Philip Lawrence*, ſetting forth, 8
That they have reſpectively ſuffered great Loſſes by the *Cherokee Indians*, who on their Return from the Frontiers of this Colony called at their Plantations, and forcibly took from them their Goods to a conſiderable Value, and praying the Conſideration of this Houſe, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to Mr *Martin*, Mr *Cocke*, Mr *Cary*, and Mr *Randolph;* that they do examine into the Allegations of the ſaid Petitions, reſpectively, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of *William Terrell Lewis*, ſetting forth, That he had two Hogſheads of Tobacco burnt in *Crutchfield's* Warehouſe, which he was prevented from certifying to the Commiſſioners, appointed to take and ſtate Accounts of the Sufferers by Tobacco burnt in the ſaid Warehouſe, by Reaſon of his being in his Majeſty's Service on the Frontiers

of

of this Colony, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Cabell*, Mr *Richard Lee*, Mr *Pendleton*, Mr *Baylor*, and Mr *Syme;* that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of the Veſtry of *Hamilton* Pariſh in the County of *Prince William*, ſetting forth, That ſeveral Members of the late Veſtry have vacated their Seats, and the new Veſtrymen elected in their Places refuſe to ſerve, and praying that the ſaid Veſtry may be diſſolved and a new one elected, was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Henry Lee* and Mr *Lemuel Riddick* to prepare and bring in the ſame.

Mr *Bland* preſented to the Houſe, according to Order, a Bill For Payment of County and Pariſh Levies, and Officers Fees, in Money, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Richard Riddle*, ſetting forth, That he was a Soldier in the *Virginia* Regiment, and in the Month of *June* laſt he unfortunately loſt all the Fingers of one of his Hands, when he was diſcharged as unfit for Service, and praying the Conſideration of this Houſe, was preſented to the Houſe and Read.

Ordered, That the ſaid Petition be referred to Mr *Pendleton*, Mr *Richard Lee*, Mr *Baylor*, and Mr *Braxton;* that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of *James McDaniel*, ſetting forth, That he was a Soldier in Capt. *Polſon's* Company of the *Virginia* Regiment, and in the Engagement with the Enemy at the *Monongahela*, at the Defeat of General *Braddock*, he received a Wound in his Arm which rendered him incapable of procuring a Livelihood, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Read*, Mr *Marrable*, Mr *Bland*, and Mr *Cary;* That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon to the Houſe.

9 Upon a *Motion* made,

Ordered, That a Committee be appointed to examine into what Laws have expired ſince the laſt Seſſion of Aſſembly, and to inſpect ſuch temporary Laws as will expire at or ſoon after the End of this Seſſion of Aſſembly, and report the ſame, with their Opinion thereupon, to the Houſe; and that the ſaid Committee conſiſt of the following Perſons, *viz.*, Mr *Landon Carter*, Mr *Pendleton*, and Mr *Bland*.

A *Petition* of ſundry Inhabitants of the County of *Culpeper*, praying that a Town may be laid off and eſtabliſhed on the Land of *Robert Coleman* in the ſaid County, was preſented to the Houſe and Read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

Ordered, That a Committee of Privileges and Elections be appointed of the following Perſons, *viz.*

Mr *Attorney*,

Mr *Charles Carter*,
Mr *Landon Carter*,
Mr *Randolph*,
Mr *William Digges*,
Mr *Harriſon*,
Mr *Benjamin Waller*,
Mr *Lemuel Riddick*,
Mr *Wythe*,
Mr *Thomas Lee*,
Mr *Richard Henry Lee*,
Mr *Bland*,
Mr *Pendleton*,
Mr *Page*,
Mr *Dudley Digges*,
Mr *Nicholas*,
Mr *Whiting*,
Mr *Woodbridge*,
Mr *Preſley Thornton*,
Mr *George Maſons*
and Mr *Baylor*.

And

And they are to meet and adjourn from Day to Day, and examine in the firſt Place all Returns of Writs for electing Burgeſſes to ſerve in this preſent General Aſſembly, and compare the ſame with the Form preſcribed by Law; and to take into their Conſideration all ſuch Matters as ſhall or may come into Queſtion touching Returns, Elections and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the Houſe. And the ſaid Committee is to have Power to ſend for Perſons, Papers, and Records for their Information.

Reſolved, That five of the ſaid Committee be a ſufficient Number to make a Committee.

Reſolved, That in all Caſes of controverted Elections to be heard at the Bar of this Houſe, or before the Committee of Privileges and Elections, the Petitioners do by themſelves, or by their Agents, within a convenient Time, to be appointed either by the Houſe or the Committee of Privileges and Elections, as the Matter to be heard ſhall be before the Houſe or the ſaid Committee, deliver to the Sitting Members, or their Agents, Liſts of the Perſons intended by the Petitioners to be objected to who voted for the Sitting Member, giving in the ſaid Liſts the ſeveral Heads of Objection, and diſtinguiſhing the ſame againſt the Names of the Voters excepted to; and that the Sitting Members do by themſelves or their Agents, within the ſame Time, deliver the like Liſts on their Part to the Petitioners or their Agents.

Ordered, That Mr *Palmer* be appointed Clerk to the Committee of Privileges and Elections.

A *Petition* of Mr *Henry Blagrave*, complaining of an undue Election and Return of Mr *Clement Reade*, and Mr *Matthew Marrable*, to ſerve as Burgeſſes in this preſent General Aſſembly, for the County of *Lunenburg*. 10

Alſo a *Petition* of Mr *John Meade*, complaining of an undue Election and Return of *Samuel Hairſtone* and *Zachariah Burnley*, to ſerve as Burgeſſes in this preſent General Aſſembly, for the County of *Bedford*, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Privileges and Elections; That they do examine into the Allegations of the ſaid Petitions, and report the ſame, as they ſhall appear to them, with their Opinions thereupon, to the Houſe.

A *Petition* of ſundry Inhabitants of *Bedford* County, ſetting forth, That the *Cherokee Indians* have of late committed many Inſults, and forcibly taken from them their Goods and praying that ſome Companies of Soldiers may be ſtationed amongſt them for their Protection, and that they may be at Liberty to kill and deſtroy them, was preſented to the Houſe and read, and the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill for repealing an Act paſſed in the thirtieth Year of his preſent Majeſty's Reign, intituled, *An Act for the more effectual preventing and repelling the hoſtile Incurſions of the* Indians *at Enmity with the Inhabitants of this Colony*, and it is referred to Mr *Cary*, Mr *Bland*, and Mr *George Maſon* to prepare and bring in the ſame.

Mr *Thomas Lee* reported, That the Committee appointed had, according to Order, prepared an Addreſs to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the ſame was again twice read, and agreed to, and is as follows:

May it pleaſe your Honor,

We his Majeſty's moſt dutiful and loyal Subjects, the Burgeſſes of Virginia, *now met in General Aſſembly, beg Leave to return your Honor our ſincere Thanks for your kind Speech at the Opening of this Seſſion, and heartily to congratulate you on your ſafe Arrival into this Colony.*

The Tenderneſs your Honor hath expreſſed for this Colony in general, the Regard you have ſhewn to this Aſſembly in particular, by endeavouring to accomodate our Affairs to the Concerns

Concerns of the Public, claims our moſt grateful Acknowledgements as Repreſentatives of the People, and as private Individuals.

When we reflect on the Happineſs that naturally reſults from a mild, harmonious, and juſt Adminiſtration, we form to ourſelves every pleaſing Expectation from that Plan of Government which your Honor has declared ſhall be the Rule of your Conduct, and we ſhall repoſe an entire Confidence in your conſtant and ſteady Adherence to it. In the mean Time, give us Leave to congratulate our Country upon this freſh Inſtance of our Sovereign's indulgent Attention to its Tranquillity and Welfare in the Choice of a Governor ſo determined to purſue Meaſures, which muſt neceſſarily promote the one, and eſtabliſh the other.

11 *It is in ſome Degree an Alleviation under our preſent unhappy Circumſtances to hear from your Honor, that our Endeavours have been approved, and we could heartily wiſh that we were not now prevented, by an aggravated Poverty, from continuing to bear the ſame Proportion we have hitherto done, in Support of the common Cauſe; but, that our Duty and Inclination to promote the Honor and Dignity of his Majeſty, and the Proſperity and Well-being of this Colony, may be always properly demonſtrated by our Actions, we do aſſure your Honor, that we will concur with you in every Meaſure within our Power that can contribute to thoſe deſirable Ends.*

Ordered, That the ſaid Addreſs be fairly tranſcribed and preſented by the whole Houſe.

Ordered, That the Committee who prepared the ſame wait on the Governor to know his Pleaſure when they ſhall attend his Honor to preſent it.

The *Order* of the Day being read, for the Houſe to take the Governor's Speech into Conſideration.

Reſolved, That this Houſe will take the ſaid Speech into their Conſideration on *Monday* next.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 18th of September, 32 Geo. II. 1758.

ORDERED, That the Treaſurer of this Colony lay his Accounts before the Houſe.

Upon a *Motion* made,

Ordered, That a Committee be appointed to examine into and ſettle the Accounts of *William Hunter*, Printer, for his Materials, and printing and binding the late Emiſſions of Treaſury Notes, and that it conſiſt of the following Perſons, *viz.*, Mr *Charles Carter*, Mr *Landon Carter*, Mr *Attorney*, Mr *Wythe* and Mr *Benjamin Waller*.

A *Petition* of ſundry Inhabitants of that Part of the Pariſh of *Suffolk*, in the County of *Nanſemond*, called the lower Pariſh, complaining of ſundry illegal Proceedings in the Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved.

Alſo a *Petition* of ſundry of the Veſtry and other Inhabitants of that Part of the ſaid Pariſh of *Suffolk*, formerly called *Chuckatuck*, in Oppoſition to the ſaid Petition, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Petitions be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of ſundry Inhabitants on the Branches of *Rappahannock* Creek, in the County of *Richmond*, in Oppoſition to a Petition to be preſented to this Houſe, for diſcontinuing a public Warehouſe for the Inſpection of Tobacco at the Head of the ſaid Creek, called *Beckwith's* Warehouſe.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Antrim*, in the County of
12 *Halifax*, complaining of Neglect, Miſmanagement, and illegal Proceedings of the Veſtry in the ſaid Pariſh, and praying that the ſame may be diſſolved, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the next Seſſion of Aſſembly.

Upon

Upon a *Motion* made,

Ordered, That the Committee to whom the Petitions of *Chriſley Bumgardner*, and *Philip Lawrence* were Yeſterday referred, be diſcharged from proceeding thereon; and that the ſaid Petitions be referred to the Conſideration of the next Seſſion of Aſſembly.

Several *Accounts* of *Charles Ellis* and *William Pryar* for Goods forcibly taken from them by the *Cherokee Indians*, were ſeverally preſented to the Houſe and received.

Ordered, that the ſaid Accounts be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Pendleton* reported, That the Perſons to whom the Petition of *Richard Riddle* was referred, had examined into the Allegations thereof and found them to be true, and had come to a Reſolution thereupon which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid *Richard Riddle* ought to be allowed by the Public the Sum of five Pounds as a Recompence for his Loſs hitherto, and the further Sum of five Pounds a Year during his Life for his future Support.

Mr *Thomas Lee* reported, That the Committee appointed had, according to Order, waited on the Governor to know his Pleaſure when the Houſe ſhould attend him with their Addreſs, and that he was pleaſed to appoint this Day, and to ſay he would ſend a Meſſage to the Houſe when he was ready to receive it.

Several *Claims* of *Hays Whitloe*, *William Rayborn*, *Mitchell Baughn*, and *Elizabeth Gay*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*,

Mr *Speaker*,

I am commanded by the Governor to acquaint this Houſe that his Honor is now ready to receive their Addreſs in the Council Chamber.

Mr *Speaker* with the Houſe went up, and being returned reported, That he had with the Houſe attended the Governor in the Council Chamber and preſented the Addreſs of this Houſe to him, to which he was pleaſed to anſwer:

Your affectionate Addreſs claims my moſt hearty Thanks, which I return you with great Sincerity.

It ſhall be my conſtant Care to exert myſelf to procure Happineſs to this Colony, and hope my Conduct herein will never give you cauſe to withdraw that Confidence you have ſo generouſly promiſed me.

It gives me great Satiſfaction, as a Friend to this Colony, to receive your Aſſurances of doing all in your Power to promote the Honor and Dignity of his Majeſty, and the Proſperity of Virginia.

I take this Opportunity of congratulating you on the Succeſs of his Majeſty's Arms againſt Louiſburg, *an authentic Account of which, from Admiral* Boſcawen, *I received laſt Night.* 13

Mr *Henry Lee* preſented to the Houſe, according to Order, a Bill For diſſolving the Veſtry of *Hamilton* Pariſh in the County of *Prince William*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Thomas Hall*, praying to be allowed for a Hogſhead of Tobacco burnt in *Bolling's Point* Warehouſe, in the County of *Dinwiddie*, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee to whom the Petition of *William Terrell Lewis* was referred on *Saturday* laſt; that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Mr

Mr *Attorney*, from the Committee of Privileges and Elections, reported, that the Committee had had under their Conſideration ſeveral Writs for electing Burgeſſes to ſerve in this preſent General Aſſembly, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Returns of the ſeveral Writs for electing Burgeſſes for the Counties of *Albemarle*, *Auguſta*, *Charles City*, *Cheſterfield*, *Culpeper*, *Cumberland*, *Elizabeth City*, *Fairfax*, *Frederick*, *Goochland*, *Gloceſter*, *Henrico*, *James City*, *Iſle* of *Wight*, *King George*, *King* and *Queen*, *Middleſex*, *Northampton*, *Norfolk*, *Northumberland*, *Orange*, *Princeſs Anne*, *Prince George*, *Prince William*, *Richmond*, *Southampton*, *Spotſylvania*, *Stafford*, *Surry*, *Suſſex*, *Weſtmoreland*, and *York;* the Return of the Writ for electing a Burgeſs for the College of *William* and *Mary*, and for *James Town*, are made in the Form preſcribed by Law.

Reſolved, That the Returns of the Writs for electing Burgeſſes for the Counties of *Accomack*, *Amelia*, *Bedford*, *Brunſwick*, *Caroline*, *Dinwiddie*, *Eſſex*, *Hanover*, *Halifax*, *King William*, *Lancaſter*, *Loudoun*, *Lunenburg*, *Nanſemond*, *New Kent*, *Prince Edward*, *Warwick;* the Return of the Writ for electing a Burgeſs for the Borough of *Norfolk*, and the Return of the Writ for electing a Citizen for the City of *Williamſburg*, are not made in the Form preſcribed by Law.

Ordered, That the Returns of the ſeveral Writs for electing Burgeſſes for the ſeveral Counties laſt mentioned, except the Counties of *Eſſex* and *Loudoun*, be amended by the Clerk at the Table.

The Houſe being informed that the Sheriff of *Eſſex* was attending at the Door.

Ordered, That he amend the Return of the Writ for electing Burgeſſes of the ſaid County in the Office.

Ordered, That the Sheriff of *Loudoun*, be ſent for in Cuſtody of the Serjeant at Arms to amend his Return.

A *Bill* For Payment of County and Pariſh Levies, and Officers Fees, in Money, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill on *Wedneſday* next.

14 The *Order* of the Day being read for the Houſe to take into their Conſideration the Governor's Speech.

Reſolved, That this Houſe will take the ſaid Speech into Conſideration To-morrow.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For ſettling the Rents of Warehouſes and Inſpectors Salaries, for the enſuing Year, and it is referred to Mr *Bland* and Mr *Bolling*, to prepare and bring in the ſame.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill to amend the Act intituled *An Act for preventing fraudulent Gifts of Slaves*, and it is referred to Mr *Pendleton* and Mr *Lewis*, to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 19th of September, 32 Geo. II. 1758.

A New *Member* having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governor has commanded me to lay before your Houſe ſeveral Letters from General Forbes

Forbes, *Colonel* Washington, *Colonel* Byrd, *and Colonel* Mercer, *being the same his Honor mentioned in his Speech.*

Ordered, That the said Letters lie on the Table.

The *Order* of the Day being read for the House to take into their Consideration the Governor's Speech.

Resolved, That this House will resolve itself into a Committee upon the said Speech immediately.

Ordered, That the several Letters this Day laid before the House by the Governor's Command, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Speech and Letters, and after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Speech and Letters under their Consideration, and had come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered it in at the Table, where the same was again twice read, and agreed to by the House as follows:

Resolved, That the Act intituled, *An Act for the better regulating and disciplining the Militia*, ought to be amended.

Ordered, That a Bill or Bills be brought in pursuant to the said Resolution, and it is referred to Mr *Charles Carter*, Mr *Richard Henry Lee*, Mr *Nicholas*, Mr *George Mason*, Mr *Thompson Mason*, Mr *Bland*, Mr *George Johnston*, Mr *Henry Lee*, Mr *Pendleton*, Mr *Thomas Lee*, Mr *Gaines*, and Mr *Cary*, to prepare and bring in the same.

Mr *Carter* also reported That the Committee had directed him to apply to the House for an Address to the Governor to desire that his Honor would be pleased to cause the Accounts of Monies disburſed for the Pay of the Forces of this Colony; also the several Letters relative to the Militia Law, mentioned in his Honor's Speech, to be laid before the House.

Ordered, That an Address be made to the Governor pursuant thereto, and that Mr *Charles Carter*, do wait on him with the same.

Mr *Carter* also informed the House that the Committee not having Time to go through the Governor's Speech, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

Mr *Thomas Walker* who is returned to serve in this present General Assembly, as a Burgess for the two Counties of *Hampshire* and *Louisa*, this Day made his Election of the County of *Hampshire*, and thereupon,

Ordered, That an Address be made to the Governor to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Louisa* in the Room of the said *Thomas Walker*, and that Mr *Thomas Johnson* do wait on him with the said Address.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 20th of September, 32 Geo. II. 1758.

MR *Charles Carter* reported that he had, according to Order, waited on the Governor with the Address of this House Yesterday ordered, and that his Honor was pleased to answer he would send the Letters therein mentioned to the House this Day.

A *Petition* of *Thomas Gray*, setting forth, That he has been employ'd in the Service of this Colony in the *Virginia* Regiment these two Years past, 'til lately he by Accident fell from a Fort and thereby becoming a Cripple is rendered incapable of procuring a Livelihood, and praying the Consideration of this House, was presented to the House and read.

Ordered

Ordered, That the ſaid Petition be referred to Mr *Landon Carter*, Mr *Bland*, and Mr *Martin*, that they do examine into the Allegations thereof, and report the ſame with their Opinion thereupon to the Houſe.

Mr *Charles Carter* reported that he had according to Order waited on the Governor with the Addreſs of this Houſe, to deſire that his Honor would be pleaſed to order the Accounts of the Monies diſburſed for the Pay of the Soldiers, Rangers and *Indians*, in the Service of this Colony, to be laid before the Houſe, to which his Honor ſaid he would ſend an Anſwer after he had ſeen the Council.

Mr *Bland* preſented to the Houſe according to Order a Bill, For ſettling the Inſpectors Salaries and the Rents of the public Warehouſes for the enſuing Year, and the ſame was read the firſt Time and ordered to be read a ſecond Time.

Mr *Cabbell* reported that the Perſons to whom the Petition of *William Terrell*
16 *Lewis* was referred, had examined into the Allegations thereof and found them to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read and agreed to by the Houſe as follows:

Reſolved, That the ſaid *William Terrell Lewis* ought to be paid by the Public for 2000 Pounds of Tobacco burnt in *Crutchfield's* Warehouſe, at the Rate of 15 s. per Hundred.

Mr *Landon Carter* reported that the Committee appointed had according to Order examined what Laws have expired ſince the laſt Seſſion of Aſſembly, and inſpected ſuch temporary as will expire at or ſoon after the End of this Seſſion, and had come to ſeveral Reſolutions thereupon, which he read in his Place and afterwards delivered in at the Table, where the ſame were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee that the Act of Aſſembly made in the Twenty-fifth Year of His preſent Majeſty's Reign intituled, *An Act for further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and other Purpoſes therein mentioned*, which will expire on the 12th Day of *April* next, ought to be further continued.

Reſolved, That it is the Opinion of this Committee that the Act of Aſſembly made in the Twenty-eighth Year of His preſent Majeſty's Reign intituled, *An Act for reviving an Act, intituled, An Act for preſerving the Breed of Sheep*, which will expire at the End of this Seſſion of Aſſembly, ought not to be continued.

Reſolved, That it is the Opinion of this Committee that the Act of Aſſembly made in the Twenty-eighth Year of His preſent Majeſty's Reign intituled *An Act for eſtabliſhing Pilots and regulating their Fees*, which expired at the End of the laſt Seſſion of Aſſembly, ought to be revived.

Reſolved, That it is the Opinion of this Committee that the Act of Aſſembly made in the Twenty-ninth Year of His preſent Majeſty's Reign intituled *An Act for appointing a Treaſurer*, which will expire at the End of this Seſſion of Aſſembly, ought to be continued.

Reſolved, That it is the Opinion of this Committee that the Act of Aſſembly made in the Thirtieth Year of His preſent Majeſty's Reign intituled, *An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act*, which will expire the 8th Day of *June*, ought to be continued.

The *firſt* Reſolution being read a ſecond Time, and the Queſtion put that the Houſe agree thereto with an Amendment,

Reſolved in the Affirmative.

The *ſecond* and two laſt Reſolutions being alſo read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

Reſolved in the Affirmative.

The *third* Reſolution being alſo read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

Ordered

Ordered, That a Bill or Bills be brought in purſuant to the ſeveral Reſolutions of the Committee as agreed to by the Houſe, and it is referred to the ſaid Committee to prepare and bring in the ſame.

A *Meſſage* from the Council was delivered by Mr *Walthoe*. 17

Mr *Speaker*,

The Governor has commanded me to lay before your Houſe the ſeveral Letters mentioned in his Honor's Speech which he has received relative to the Militia Law.

Ordered, That the ſaid Letters be referred to the Committee appointed to bring in a Bill for amending the Act intituled *An Act for the better regulating and diſciplining the Militia.*

A *Petition* of ſundry Inhabitants of the Pariſh of *Overwharton*, in the County of *Stafford*, complaining of divers oppreſſive and illegal Proceedings in the Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Attorney* from the Committee of Privileges and Elections reported, that the Committee had had under their Conſideration the Petition of *Henry Blagrave* to them referred, complaining of an undue Election and Return of Mr *Clement Read* and Mr *Matthew Marrable*, to ſerve as Burgeſſes in this preſent General Aſſembly for the County of *Lunenburg*, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table where they were again twice read, and agreed to by the Houſe as follow:

Reſolved, That the Petitioner and ſitting Members be at Liberty to examine Witneſſes before *Daniel Claiborne*, *Richard Whitton*, *Thomas Tabb* and *Joſeph Williams*, of the ſaid County, Gentlemen, or any three of them, touching any Treats or Entertainments given by the ſitting Members or their Agents, to the Freeholders of the ſaid County, after the Writ for electing Burgeſſes for the ſaid County was iſſued, and touching any riotous or illegal Proceedings at the Time of the Election.

Reſolved, That the Petitioner and Mr *Marrable* be at Liberty to examine Witneſſes before the ſame Perſons touching the ſaid Mr *Marrable's* engaging by writing under his Hand to do ſomething extraordinary for the Freeholders of the upper Settlement in the ſaid County, or to forfeit a large Sum of Money, in order to gain their Votes.

Reſolved, That the Petitioner do give to the ſitting Members reſpectively, or their Agents, ten Days Notice of the Time and Place he intends to examine his Witneſſes, and that he then give them Notice of the Nature of any riotous or illegal Practices of the ſitting Members, or others concerning which he intends to examine Witneſſes before the ſaid Commiſſioners. And in Caſe the ſitting Members or either of them ſhall examine any Witneſſes, that they do give the Petitioner the like Notice of the Time and Place of ſuch Examination; and that the ſaid Commiſſioners do return all the Depoſitions to the next Seſſion of Aſſembly.

Mr *Attorney* alſo reported that the ſaid Committee had had under their Conſideration the Petition of *William Mead*, a Freeholder of the County of *Bedford*, to them referred, complaining of an undue Election and Return of Mr *Samuel Hairſtone* and Mr *Zachariah Burnley*, to ſerve as Burgeſſes in this preſent General Aſſembly for the County of *Bedford*, and had come to ſeveral Reſolutions thereupon, which he read in his Place and then delivered in at the Table, where the ſame were again twice read, and agreed to by the 18
Houſe with an Amendment, as follow:

Reſolved, That the Petitioner and Mr *Burnley* be at Liberty to examine Witneſſes before *Robert Barber*, *Benjamin Howard*, and *John Phelps* of the ſaid County, and *William Megginſon* of the County of *Albemarle*, Gentlemen, or any three of them, touching any Treats or Entertainments given by Mr *Burnley* or his Agents to the Freeholders of the ſaid County after the Writ for the electing of Burgeſſes for the ſaid County was iſſued.

Reſolved

Reſolved, That the Petitioner and Mr *Hairſtone* be at Liberty to examine Witneſſes before the ſame Perſons touching Mr *Hairſtone's* diſcharging one *Patrick Napier*, a Vagrant, drafted purſuant to an Act of Aſſembly made in the Twenty-ninth Year of his preſent Majeſty's Reign, intituled, *An Act for granting an Aid to his Majeſty for the better Protection of this Colony, and for other Purpoſes therein mentioned.*

Reſolved, That the Petitioner and Sitting Members be at Liberty to examine Witneſſes before the ſame Perſons touching any Irregularities, or illegal Practices or Proceedings uſed in taking the Poll at the ſaid Election.

Reſolved, That the Petitioner do give to the Sitting Members, reſpectively, ten Days Notice of the Time and Place he intends to examine Witneſſes touching the ſaid Election, and that he do then give them Notice of the Nature of the Irregularities and illegal Practices or Proceedings uſed in taking the Poll at the ſaid Election concerning which he intends to examine Witneſſes before the ſaid Commiſſioners; and in Caſe the Sitting Members ſhall examine any Witneſſes that they do give the Petitioner the like Notice of the Time and Place of ſuch Examination; and that the ſaid Commiſſioners do return all the Depoſitions to the next Seſſion of Aſſembly.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governor has commanded me to inform this Houſe that he will order the Commiſſioners to lay before your Houſe an Account of the Monies diſburſed for the Pay of the Soldiers, Rangers, and Indians *in the Service of this Colony, for which his Honor has given his Warrants.*

Mr *Charles Carter* reported, That the Committee appointed to examine and ſettle the Demands made by *William Hunter* for printing Treaſury Notes, had had the ſame under their Conſideration, and agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſaid Reſolution was again twice read, and agreed to by the Houſe, with an Amendment, as follows:

It appears to this *Committee*, that the ſaid *William Hunter* demands for printing 217 Books of Treaſury Notes, containing £212,000, and binding the ſame, the Sum of £910. 1s. 2d. being one Penny in the Pounds for printing, and two Shillings and Six-pence a Book for the Binding.

It alſo appears upon ſtating an Account, allowing the ſaid *William Hunter* three Pence a Sheet for the printing, and all the Expence he was at in procuring neceſſary Plates, &c. for the Work, that the ſame will amount to £407. 16s. 9d.

Reſolved, That the Sum demanded by the ſaid *William Hunter* is extravagant; and
19 that if he be allowed three Pence a Sheet for the printing and binding the ſaid 217 Books, which will amount to £339. 1s. 3d. the ſame will be a ſufficient Satiſfaction for his Expence and Trouble in printing and binding the ſaid 217 Books of Treaſury Notes.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee to take into their further Conſideration the Governor's Speech.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Speech To-morrow.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee upon the Bill, For Payment of County and Pariſh Levies, and Officers Fees, in Money, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Bill under their Conſideration, but not having Time to go through the ſame they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday.

Thurſday, the 21ſt of September, 32 Geo. II. 1758.

THE Houſe being informed by one of the Members that the Reverend Mr *Jacob Rowe*, Profeſſor of Philoſophy in the College of *William* and *Mary*, did on *Thurſday* Evening laſt, in a public Company ſpeak the following Words, to wit,

"How many of the Houſe of Burgeſſes were to be hanged? That every Member who ſhould vote for ſettling the Parſons Salaries in Money, would be Scoundrels, and that if any Member wanting to receive the Sacrament, was to apply to him, he would refuſe to adminiſter it."

Reſolved, That the ſaid Words are ſcandalous and malicious, highly reflecting on the Honor and Dignity of the Houſe of Burgeſſes, and that the ſaid Mr *Rowe*, in ſpeaking the ſame is guilty of an open Violation and Breach of the Privileges of this Houſe.

Ordered, That the ſaid *Jacob Rowe*, be ſent for in Cuſtody of the Serjeant at Arms.

A *Petition* of *John Windell Brown*, ſetting forth, That he was formerly an Inhabitant on the River *Monongahela*, poſſeſſed of a competent Eſtate for the Support of his Family, which conſiſted of a Wife and five Children, from whence he was obliged to fly on the firſt Approaches of the Enemy, and in the Engagement between Colonel *Waſhington* and the Enemy at the *Great Meadows*, he loſt his all: That he then petitioned a former Seſſion for Relief, but was refuſed any. That he afterwards by the Aſſiſtance of ſome charitable People again ſettled with his Family on the *South Branch*, from whence in *April*, 1756, he with his eldeſt Daughter (now a Priſoner in *Canada*) were carried away Captives by the *Indians* to Fort *Du Queſne*, where he ſuffered very ſeverely from the Cruelties of the *Indians*. From thence he was ſent to *Quebec*, and ſome Time after with other Priſoners to *England*, from whence he is lately returned. That he has ſuffered extream Hardſhips, and is now deſtitute of every Thing, and is through old Age and the Severities he has undergone, rendered incapable of procuring a Livelihood, and praying the Conſideration of this Houſe, was preſented to the Houſe and read, and the Queſtion being put, that the ſaid Petition be referred to Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Two *Claims* of *Thomas Altwell* for taking up Runaways therein mentioned, were preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

Upon a *Motion* made,

Ordered, That a Committee be appointed to examine, ſtate and ſettle the ſeveral Accounts of the Militia drafted and ſent out into the actual Service of the Colony, and alſo the Accounts of the reſpective Officers who conducted the ſaid Militia to *Winchester*, purſuant to a former Act of Aſſembly in that Caſe made and provided, and that it conſiſt of Mr *Bland*, Mr *Pendleton*, Mr *Waller*, Mr *George Johnſton*, Mr *Green*, Mr *Henry Lee* Mr *Lemuel Riddick*, Mr *Carrington*, Mr *Thomas Johnſton*, Mr *Walker*, Mr *Lewis*, Mr *Martin*, Mr *Fleming*, Mr *Cary*, Mr *Burwell* and Mr *Ruffin*.

Ordered, That any five of the ſaid Committee be a ſufficient Number to make a Committee.

Mr *Cary* preſented to the Houſe according to Order a Bill, For repealing an Act, intituled, *An Act for the more effectual preventing and repelling the hoſtile Incurſions of the* Indians *at Enmity with the Inhabitants of this Colony*, and the ſame was read the firſt Time and ordered to be read a ſecond Time.

Mr *Pendleton* preſented to the Houſe according to Order a Bill, To amend an Act, intituled, *An Act for preventing fraudulent Gifts of Slaves*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of ſundry Inhabitants of the County of *Frederick*, ſetting forth, That they are at preſent by living at a Diſtance from one another unable to defend themſelves from the ſudden Attacks of the Enemy, to obviate which Inconveniences as much

much as poſſible, they are deſirous of collecting themſelves into a Body and ſettling together in a Town, and praying that an Act may paſs for eſtabliſhing a Town on the Land of *Lewis Stephens*, of the ſaid County, who hath already laid off a conſiderable Quantity for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Martin*, Mr *Green*, and Mr *Walker*, to prepare and bring in the ſame.

A *Petition* of *James Wood* praying, That an Act may paſs for enlarging the Town of *Winchester* by adding 156 Lots already laid off adjoining thereto, was preſented to the Houſe and read.

Ordered, That it be an Inſtruction to the Committee to whom it is referred, to bring
21 in a Bill, For eſtabliſhing a Town on the Land of *Lewis Stephens*, that they receive a Clauſe or Clauſes purſuant to the Prayer of the ſaid Petition.

Mr *Landon Carter* reported, That the Perſons appointed to examine into the Petition of *Thomas Gray*, had had the ſame under their Conſideration, and had found the Allegations thereof to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid *Thomas Gray* ſhould be put under the Hands of a proper Perſon, in Order to have his Leg cured, and maintained at the public Expence during his Cure.

The *Order* of the day being read,

The Houſe again reſolved itſelf into a Committee upon the Bill For Payment of County and Pariſh Levies, and Officers Fees, in Money, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Bill under their further Conſideration, and made ſome Amendments thereto, which they had directed him to report to the Houſe, and he read the ſame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee to take into their further Conſideration the Governor's Speech.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Speech To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 22nd of September, 32 Geo. II. 1758.

A New *Member* having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Mr *Landon Carter* preſented to the Houſe, according to Order, a Bill For continuing an Act intituled *An Act for appointing a Treaſurer*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Ordered, That it be an Inſtruction to the Committee appointed to examine, ſtate and ſettle the Militia Accounts that they report ſpecially to the Houſe as to ſuch of the ſaid Militia as deſerted from the Service.

A *Petition* of *Jacob Rowe* was preſented to the Houſe and read, ſetting forth, That the Petitioner is informed he hath unhappily offended and incurred the Cenſure of this Houſe by uttering certain contumelious Words of the Members thereof, in Preſence of one of them. That he is ſincerely ſorry for his Offence, which was committed without any evil Intention or Deſign to derogate from the Dignity and Honor of this Houſe, in a private Converſation at his Friend's Houſe, without knowing the Gentleman then preſent

preſent to be a Member, and to which he was too eaſily and indiſcreetly provoked by ſome rude Expreſſions uſed by ſome of the Company, againſt that ſacred Order to 22
which he belongs. As the only Proof therefore that is now left him that his Offence did not ariſe from a Want of a due Difference and Reſpect to this Houſe, he humbly and readily ſubmits himſelf to their Pleaſure.

Ordered, That the ſaid *Jacob Rowe* be diſcharged out of Cuſtody paying Fees.

A *Petition* of *William Hunter*, Printer, praying that his uſual Salary as public Printer, which will expire at the End of this Seſſion of Aſſembly, may be further continued to him, was preſented to the Houſe and read.

Ordered, That the ſaid Petition do lie on the Table.

Mr *Reade* reported, that the Perſons to whom the Petition of *James McDaniel* (a diſabled Soldier) was referred, had had the ſame under their Conſideration, and found the Allegations thereof to be true, and had come to a Reſolution thereupon, which he read in his Place, and afterwards delivered in at the Table, where it was again twice read, and agreed to by the Houſe as follows:

Reſolved, That the ſaid *James McDaniel* ought to be paid the Sum of £ 25 by the Public as a Reward for his Services to the Country, and a Recompence for the Loſſes he has ſuſtained therein.

Mr *Landon Carter* preſented to the Houſe, according to Order a Bill, For further continuing an Act intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned.*

Alſo a *Bill* For continuing an Act intituled *An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act;* and the ſaid Bills were read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Benjamin Grymes*, Gentleman, praying that an Act may paſs for eſtabliſhing a Ferry from a public Quay Lot in the Town of *Frederickſburg* to the Land of Mr *Anthony Strother*, in the County of *King George.*

Alſo a *Petition* of the Directors and Truſtees of the ſaid Town, in Oppoſition to the ſaid Petition.

Alſo a *Petition* of *James Hunter*, Son and Heir of *William Hunter*, late of the ſaid Town deceaſed, in Oppoſition to the ſame Petition of Mr *Benjamin Grymes.*

Alſo a *Petition* of Sundry Inhabitants of the Counties of *Dinwiddie* and *Chefterfield*, ſetting forth, That by an Act paſſed in the twenty-fifth Year of his preſent Majeſty's Reign, Truſtees were appointed to receive Subſcriptions for building a Bridge over *Appomattox* River, which was accordingly built, and that by the ſame Act it was declared that the ſaid Bridge ſhould be maintained no longer than it could be done by Subſcription; and that the Juſtices of neither of the ſaid Counties ſhould be obliged at any Time afterwards to build a Bridge over the ſaid River at that Place at the Charge of their Counties, and praying that ſo much of the ſaid Act as relates to the maintaining the ſaid Bridge no longer than it can be done by Subſcription, may be repealed.

Alſo a *Petition* of ſundry Inhabitants of the Town of *Peterſburg*, and Counties of *Dinwiddie* and *Chefterfield*, in Oppoſition thereto.

Alſo a *Petition* of ſundry Inhabitants of *Elizabeth City* County, in Behalf of the Poor of the ſaid County, complaining of ſundry illegal Proceedings of the Truſtees of *Eaton's* Charity School in the ſaid County.

Alſo a *Petition* of ſundry Inhabitants on both Sides *Roanoke* River, in the County 23
of *Lunenburg*, praying that a Ferry may be eſtabliſhed from the Land of *Francis Wagſtaff* on the one Side, to the Land of *Richard Palmer* on the other.

Alſo a *Petition* of *William Royſter*, praying that a Ferry may be eſtabliſhed from the Land of the Honorable *William Byrd*, Eſq; on the North Side of *Roanoke* River to his Land on the South Side.

Alſo a *Petition* of *Nathaniel Terry*, praying that a Ferry may be eſtabliſhed from his Land on the North Side of *Dan* River, in the County of *Halifax*, to the Land of *William Fuqua*, on the South Side thereof.

Alſo

Alſo a *Petition* of *William Roberts*, praying that a Ferry may be eſtabliſhed from the Land of *James Cocke*, deceaſed, on the South Side of the River *Stanton*, in the County of *Halifax*, to the Land of *Richard Banks*, on the North Side thereof.

Alſo a *Petition* of *Margaret Boyd*, praying that a Ferry may be eſtabliſhed from her Land, on the South Side of *Dan* River, in the County of *Halifax*, to her own Land on the North Side of the ſaid River; were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Claim* of *Jeconias Randal* for taking up a Runaway therein mentioned.

Alſo a *Claim* of *Robert Henning*, for taking up a Deſerter from the *Virginia* Regiment.

Alſo a *Claim* of *John Strother* for the ſame Service; were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee to take into their further Conſideration the Governor's Speech.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Speech on *Monday* next.

Two *Claims* of *Abraham Venable*, Jun. for the Service of his Waggon and Horſes, impreſſed by Captain *Obadiah Woodſon* on the Expedition againſt the *Shawneſe*.

Alſo a *Claim* of *William Boyd*, for the ſame Service, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to Mr *Cary*, and Mr *Legrand;* That they do examine into the Articles thereof, with the Vouchers, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of *William Dobſon*, praying to be allowed by the Public for a Runaway Slave of his, whom he out-lawed in due Form, but was found dead in the Woods before ſhe was apprehended, was preſented to the Houſe and read, and the Queſtion being put that the ſaid Petition ſhould be referred,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

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24 ## Saturday, the 23rd of September, 32 Geo. II. 1758.

A New *Member* having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

The *Treaſurer*, according to Order, laid his Accounts before the Houſe.

Ordered, That the ſaid Accounts lie on the Table for the Peruſal of the Members of this Houſe.

A *Petition* of *Thomas Penman*, Keeper of the public Goal, praying that his uſual Salary, which will expire at the End of this preſent Seſſion of Aſſembly, may be further continued to him, was preſented to the Houſe and read.

Reſolved, That the additional Sum of £15 be paid to the ſaid *Thomas Penman* every Year, over and above his uſual Salary of £ 25.

Reſolved, That 10 lbs. of Tobacco per Day be allowed the ſaid *Thomas Penman* for every Criminal committed to the ſaid Goal, during ſuch Criminal's Impriſonment, from this Time, to the End of the next Seſſion of Aſſembly.

Several *Claims* of *William Johnſton* and *James Crain*, for taking up Deſerters from the *Virginia* Regiment. Alſo of *James Mullin*, and *William Barkſdale* Aſſignee of

of *John Burnett*, and *William Johnſton*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of *Joſeph Starling*, ſetting forth, That in the Year 1756 being under Sheriff and Collector of the public Levy in *King* and *Queen* County, there remained in his Hands a Depoſitum of 4521 lbs. and an Half of Tobacco to be by him accounted for at the laying the next Public Levy, which Tobacco he delivered to the reſpective Inſpectors, and received from them the current Price of Tranſfer Tobacco that Year, amounting to £28. 2s. 4d. That at the laſt public Levy the aforementioned Depoſitum was levied of the Sheriff in Tobacco, and the Petitioner not having the Tobacco in his Hands was obliged to anſwer for the ſame at the Rate of twenty-one Shillings and Six pence per Hundred, by which he became a Loſer £20. 9s. 8d. and praying to be reimburſed for the ſaid Loſs.

Alſo a *Petition* of ſundry Perſons, Inhabitants on the Rivers *Mattapony* and *Pamunkey*, praying that they may be at Liberty to ſet Hedges for catching Fiſh in the ſaid Rivers for their Support in theſe neceſſitous Times.

Alſo a *Petition* of ſundry Inhabitants of the ſeveral Counties of *Stafford*, *King George*, and *Spotſylvania*, praying that the Act of Aſſembly intituled *An Act for the eſtabliſhing County Courts, and regulating and ſettling the Proceedings therein, for ſo much thereof as relates to the taxing an Attorney's Fee on Judgments for ſmall Debts recovered by Petition*, may be amended, and that the ſaid Fee may be allowed in all ſuch Judgments, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of ſundry Attornies, praying that their Fees may be made diſtrainable, or ſome other eaſy Remedy eſtabliſhed for their Recovery, was preſented to the Houſe and read, and the Queſtion being put that the ſaid Petition be referred,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of ſundry Inhabitants of the County of *Loudoun*, praying, That an Act may paſs for eſtabliſhing a Town on the Land of *Nicholas Minor*, of the ſaid County, agreeable to a Plan thereto annexed, was preſented to the Houſe and read.

Ordered, That it be an Inſtruction to the Committee appointed to bring in a Bill, For eſtabliſhing a Town on the Land of *Lewis Stephens*, in the County of *Frederick*, that they receive a Clauſe or Clauſes purſuant to the Prayer of the ſaid Petition.

A *Petition* of *Abraham Murray*, ſetting forth, That in Purſuance of Mr President *Blair's* Inſtructions to him as commanding Officer of the Militia of *Halifax* County, he was engaged 25 Days in riding in that County to the ſeveral Forts, and in ſettling Townſhips for the Security of the Frontier Inhabitants, and in riding twice to *Williamſburg* on that Occaſion, and praying the Conſideration of this Houſe for his ſaid Services, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee to whom the Accounts of the Militia drafted out for the Service of this Country are referred, that they do examine into the Allegations thereof, and report the ſame with their Opinion thereupon to the Houſe.

Ordered, That the ſeveral Claims of ſundry Perſons for dieting our friendly *Indians* in their paſſing through this Colony, be referred to the Conſideration of the ſaid Committee.

A *Petition* of *John Smith* was preſented to the Houſe and read, ſetting forth, That he was Captain of a Company upon the unfortunate Expedition againſt the *Shawneſe Indians*, in the Year 1756: After the Miſcarriage whereof, the Houſe of Burgeſſes upon an Enquiry made into the Cauſes thereof, *Reſolved*, It was owing to the Miſbehaviour of Captain *Woodſon*, Captain *Smith* (the Petitioner) Captain *Montgomery* and the Volunteers, and did thereupon addreſs the Governor to ſtop their Pay, and that they might be

be no more employed in his Majeſty's Service. That the Petitioner had no Opportunity of clearing up his Conduct at that Time, being at a great Diſtance on the Frontiers, but as ſoon as he heard of it, he waited on the Governor and ſo far ſatiſfied him of his Innocence, that he was pleaſed to continue him in the Service; ſoon after which he was taken Captive by the Enemy. That the Petitioner labours under great Anxiety of Mind on Account of the Cenſure paſſed upon him on that Occaſion, and having Witneſſes now in Town that would fully clear him of any Miſbehaviour on that Expedition, he prays that this Houſe will grant him an Hearing.

Ordered, That the ſaid Petition be referred to Mr *Waller*, Mr *Lewis*, Mr *Attorney*, Mr
26 *Thompſon Maſon*, Mr *Francis Lee*, and Mr *Gabriel Jones*, that they do examine into the Allegations thereof, and report the ſame with their Opinion thereupon to the Houſe.

A *Petition* of *Joſeph Evans*, ſetting forth, That in *April* laſt he was marched out with the Militia of *Prince William* County, to gariſon Fort *Loudoun* in *Winchester*, where he accidentally received a Wound in his Leg, which has made him a Cripple, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Peyton*, Mr *Martin*, and Mr *Henry Lee*, that they do examine into the Allegations thereof and report the ſame with their Opinions thereupon to the Houſe.

An ingroſſed *Bill* intituled *An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts in Money, for the enſuing Year*, was read a third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 25th of September. 32 Geo. II. 1758.

UPON a *Motion* made,

Ordered, That Leave be given to bring in a Bill For appointing an Agent, and it is referred to Mr *Landon Carter* to prepare and bring in the ſame.

Mr *Attorney* informed the Houſe that the Commiſſioners appointed by Act of Aſſembly, intituled, *An Act for granting an Aid to His Majeſty, for the better Protection of this Colony, and for other Purpoſes therein mentioned*, to examine, ſtate, and ſettle the Accounts relating to the Expences of the Officers and Men, directed to be raiſed by the ſaid Act, to them from Time to Time referred, by the Governor or Commander in Chief of this Colony, were attending at the Door in order to render to the Houſe an Account of their Proceedings.

Ordered, That the ſaid Commiſſioners be conducted by the Serjeant at Arms to the Bar of the Houſe, and there deliver in their ſaid Accounts.

Which was done accordingly.

Ordered, That the ſaid Accounts do lie on the Table for the Peruſal of the Members of this Houſe.

Ordered, That Mr *Gabriel Jones* and Mr *Peyton* be added to the Committee appointed to examine, ſtate and ſettle the Accounts of the Militia drawn out into the actual Service of this Colony.

A *Petition* of *Thomas McClanaham*, ſetting forth, That being Commander of a Detachment of the Militia of *Prince William* County who were ordered out to Fort *George*, on the South Branch, he was obliged to ſend an Expreſs down to *Henry Lee*, Eſq; Commanding Officer of the Militia of the ſaid County, and was under a Neceſſity of furniſhing the Expreſs with one of his own Horſes which died on the ſaid Journey, and praying to be allowed for the ſame, was preſented to the Houſe and read.

Ordered,

Ordered, That the ſaid Petition be referred to the Conſideration of the laſt mentioned Committee; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of ſundry Inhabitants of the County of *Prince William*, praying that the ſaid County may be divided, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Bill* to amend an Act, intituled, *An Act for preventing fraudulent Gifts of Slaves*, was read a ſecond Time, and committed to Mr *Lemuel Riddick*, Mr *Pendleton*, Mr *Bland*, Mr *Attorney*, Mr *Wythe*, Mr *Nicholas*, Mr *Waller* and Mr *Lewis*.

A *Bill* For ſettling the Inſpectors Salaries and the Rents of the public Warehouſes, for the enſuing Year.

Alſo a *Bill* For repealing an Act, intituled, *An Act for the more effectual preventing and repelling the hoſtile Incurſions of the* Indians *at Enmity with the Inhabitants of this Colony.*

Alſo a *Bill* For continuing an Act, intituled, *An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act.*

Alſo a *Bill* For diſſolving the Veſtry of *Hamilton* Pariſh, in the County of *Prince William* were ſeverally read a ſecond Time.

Ordered, That the ſaid Bills be ingroſſed and read a third Time.

A *Bill* For appointing a Treaſurer, was alſo read a ſecond Time, and an Amendment made thereto.

Ordered, That the ſaid Bill, with the Amendment, be ingroſſed and read a third Time.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee to take into their further Conſideration the Governor's Speech.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Speech To-morrow.

Several *Claims* of *Richard Vernon*, *William Aſhford*, and *Robert Jones* for taking up Runaways, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 26th of September. 32 Geo. II. 1758.

A New *Member* having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

A *Petition* of *Robert Wright*, ſetting forth, That he has been for two Years paſt a Soldier in the Service of this Country but lately loſt his Arm by an Accident which has rendered him incapable of procuring his Livelihood, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Landon Carter* and Mr *Willis* 28
Riddick; That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

Ordered, That Mr *George Johnſton* be added to the Committee to whom the Bill to amend an Act, intituled, *An Act for preventing fraudulent Gifts of Slaves*, is referred.

A *Petition* of *Tunſtall Banks*, ſetting forth, That he is ſeized in Fee Tail of 659 Acres of Land, or thereabouts, in *King* and *Queen* County, commonly called *Mantapike*, and is alſo ſeized in Fee Simple of 1000 Acres of Land, in *King William*, lately purchaſed of one *Beverley Stanard*, and that it will be of great advantage to him and his Poſterity to dock the Intail of the ſaid Land in *King* and *Queen*, and to ſettle the ſaid Land in *King William*

William (being of greater Value) to the ſame Uſes, and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Pendleton* to prepare and bring in the ſame.

An ingroſſed *Bill*, intituled, *An Act for appointing a Treaſurer*, was read the third Time and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Landon Carter* do carry up the ſaid Bill to the Council for their Concurrence.

A *Petition* of *Clement Read*, ſetting forth, That by Order of the late Governor *Dinwiddie* he was at great Expence and Trouble, and advanced ſome conſiderable Sums of Money in purchaſing Proviſions for the Forces in the Pay of this Colony, and was obliged to make ſeveral long Journeys on that Account, for which he has never yet received any Satiſfaction, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee appointed to examine, ſtate and ſettle the Accounts of the Militia drawn out into the actual Service of this Colony: That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee to take into their further Conſideration the Governor's Speech, and the ſeveral Letters to the ſaid Committee referred, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Speech and Letters under their further Conſideration, and gone through the ſame, and had come to two Reſolutions thereupon, which they had directed him to report to the Houſe, and he read the ſame in his Place, and afterwards delivered them in at the Table, where they were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee that the Forces now in the Pay of this Colony be continued till the firſt Day of *December* next.

Reſolved, That it is the Opinion of this Committee that a Sum not exceeding £20,000
29 be raiſed for the Payment of the Arrears now due to the Forces in the Pay of this Colony, and for their Pay until the firſt day of *December* next.

The *firſt* Reſolution being read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

The *ſecond* Reſolution being alſo read a ſecond Time, and the Queſtion put that the Houſe agree thereto, was agreed to by the Houſe, with ſome Amendments.

Upon a *Motion* made,

Reſolved, That this Houſe will reſolve itſelf into a Committee to conſider of Ways and Means for raiſing the Sum of £20,000 purſuant to the ſaid Reſolution of the Committee, as agreed to by the Houſe, To-morrow.

Mr *Martin* preſented to the Houſe, according to Order, a Bill For erecting a Town on the Land of *Lewis Stevens*, in the County of *Frederick*, and for other Purpoſes therein mentioned, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Bland* reported, That the Committee appointed to ſettle the Accounts of the Militia drafted out for the Protection and Defence of the Frontiers of this Colony, had had under their Conſideration the Accounts of the Militia drafted from the County of *Prince William*, and had agreed upon a Report, and come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſaid Reſolutions were again twice read, and agreed to by the Houſe, which Report and Reſolutions are as follow:

Your *Committee* having under their Conſideration the Accounts of the Militia drafted from the County of *Prince William*, proceed to lay before the Houſe in Obedience to their

Order

Order, the Caſe of thoſe Soldiers belonging to the ſaid Militia who deſerted from the Service; and your Committee beg Leave to inform the Houſe, that on the 4th Day of *May* laſt, the Lieutenant of the ſaid County was ordered by his Honor the Preſident, to raiſe and ſend one Hundred of the Militia of the ſaid County under the Command of two Captains to gariſon Fort *Loudoun* at *Winchester*, and to continue there 'til the 20th of *December*. That the ſaid Militia were drafted and ſent out according to the ſaid Order, and continued in Gariſon at Fort *Loudoun* until the 19th of *June*, when they were ordered out to the Frontiers on the South Branch of *Potowmack* by Colonel *Waſhington*. That upon ſuch Orders being given by Colonel *Waſhington*, *Charles Ward*, *Henry Kelly*, *William Kelly*, *Peter Lawrence*, *John Prieſt*, *Rawleigh Hopper*, *Anthony Orchard*, *Edward Lawrence* and *Benjamin Neal*, nine Soldiers belonging to the ſaid Militia deſerted but after being abſent ſome Days returned to their Duty; and that *John Harris*, *John James*, *Iſaac Suttle*, *John Thomas*, *James Davis*, *Joſhua Shumake*, *Thomas Carter*, *Humphry Grub*, *Samuel Lutrel*, *John Robertſon*, *Moſes Hopper*, *Joſeph Taylor*, and *Charles Cornwell*, thirteen other Soldiers belonging to the ſaid Militia deſerted, and did not return to their Duty. Whereupon your Committee have come to the following Reſolutions.

Reſolved, That the ſaid nine Soldiers who deſerted and afterwards returned to their Duty, ought to be paid for the Time they continued in the Service.

Reſolved, That the ſaid thirteen Soldiers who deſerted and did not afterwards return to their Duty, ought not to be paid for the Time they continued in the Service. 30

Upon a *Motion* made,

Ordered, That the Committee to whom the ſeveral Accounts of *Abraham Venable* and *William Boyd* were referred, on *Friday* laſt, be diſcharged from proceeding any further on the ſaid Accounts, and that the ſame be referred to the Committee appointed to examine, ſtate, and ſettle the Accounts of the Militia drafted out into the actual Service of this Colony.

And it is further ordered, That all the Accounts againſt the Public relative to the Expedition againſt the *Shawneſe*, be referred to the Conſideration of the ſaid Committee.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For killing Crows and Squirrels, and it is referred to Mr *Thompſon Maſon* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven °Clock.

Wednesday, the 27th of September, 32 Geo. II. 1757.

A *Member* returned upon a new Writ having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Several *Claims* of *Samuel Bland*, *Samuel Puryear*, *James Grey*, *Garrett Ridley*, *John Puryear*, *John Palmer*, *Lewis Smith*, and *John Street*, Junior, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of ſundry Inhabitants of the County of *Orange*, ſetting forth, That they were formerly well ſupplied with Fiſh in the River *Rapidan*, in that County, which Benefit is now taken from them by a Mill lately erected by Mr *John Willis*, over the ſaid River, and praying that the ſaid Mill may be ſuppreſſed.

Alſo a *Petition* of *Bernard Moore*, complaining of an undue Election and Return of Mr *Peter Robinſon* and Mr *Harry Gaines*, and to ſerve as Burgeſſes in this preſent General Aſſembly, for the County of *King William*.

Alſo a *Petition* of *John Langhorn*, ſetting forth, That in the Year 1756, he was Sheriff of *Warwick* County, when a Depoſitum of 2060 Pounds of Tobacco remained in his Hands

Hands at the laying the County Levy due to the County, for which he was obliged to receive Caſh at the Rate of Two-pence a Pound, ſince which the ſaid Quantity of Tobacco is levied on him though the Price is advanced to 25 s. per Hundred, and praying to be allowed the Difference, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the next Seſſion of Aſſembly.

31 Upon a *Motion* made,

The Journal of the Houſe of Burgeſſes at a Seſſion of Aſſembly held the 12th Day of *May* 1757 was read, wherein it appeared that a Committee appointed to examine into the ſeveral Accounts from the County-Lieutenants of ſeveral Counties for providing the Militia of thoſe Counties with Arms and Ammunition, did amongſt other Things agree upon a Report (as to the Arms and Ammunition furniſhed by the Lieutenant of the County of *King George* for the Militia drafted out of that County) and came to a Reſolution thereupon as follows, to-wit,

It appears to us that the Commanding Officer of the County of *King George*, furniſhed the Militia ordered out of that County with 31 Buckaneer and trading Guns, and 112 Pounds of Shot, amounting in the whole to £38. 7. 4, but it does not appear to us that the ſaid Arms or Ammunition were received or detained for the Uſe of the Regiment.

Reſolved, That it is the Opinion of this Committee that the ſaid Arms and Ammunition ought not to be paid for by the Public. And it appearing further in the ſaid Journals, that the Conſideration of the ſaid Report was refered to the next Seſſion of Aſſembly, it was thereupon,

Ordered, That the Accounts mentioned in the ſaid Report be referred to the Conſideration of the Committee appointed to ſettle the Accounts of the Militia drafted out into the actual Service of this Colony; that they do examine into the ſeveral Articles thereof, and report the ſame with their Opinions thereupon to the Houſe.

Mr *Landon Carter* preſented to the Houſe according to Order a Bill, For appointing an Agent, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Charles Carter* from the Committee appointed preſented to the Houſe according to Order a Bill, For amending the Act, intituled *An Act for the better regulating and diſciplining the Militia*, and the ſame was read the firſt Time, and the Queſtion being put, that the ſaid Bill be read a ſecond Time,

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

A *Petition* of *John Buchanan*, ſetting forth, That in the Year 1756, he was appointed by the late Governor *Dinwiddie*, to examine into the Services actually done by the Officers and Militia of *Auguſta* County, ordered out for the Protection of our Frontiers, and to ſettle the Accounts of Proviſions furniſhed them, and was at the ſame Time inſtructed to be very exact in his ſaid Enquiry, and to require proper Vouchers for all the Charges of the ſaid Militia, and alſo lodged in his Hands £2500 to be by him diſpoſed of in diſcharging thoſe Accounts. That the Petitioner was at great Expence and Trouble in riding about the ſaid County of *Auguſta* in the Execution of his Office, and in travelling ſeveral Times to *Williamſburg* to give an Account of his Proceedings, and render his Accounts of the Diſpoſition of the ſaid £2500, which he performed to the Satiſfaction of the Governor and a Committee, and a Balance of £58 now remains in his Hands: and praying the conſideration of this Houſe for his ſaid Services, having never yet received any Satiſaction for the ſame, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr. *Gabriel Jones*, Mr *Martin*, and Mr
32 *Wilſon*, that they do examine into the Allegations thereof, and report the ſame with their Opinions thereupon to the Houſe.

Mr *Thompſon Maſon* preſented to the Houſe according to Order a Bill, For deſtroying Crows and Squirrels in the Northern Neck, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr

Mr *Benjamin Waller* reported, That the Committee to whom the Petition of *John Smith* was referred, had had the ſame under their Conſideration, and agreed upon a Report and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table where the ſaid Reſolution was again twice read, and agreed to by the Houſe as follows:

It appears to this *Committee* from the Teſtimony of ſeveral Perſons who were in the late Expedition againſt the *Shawneſe Indians*, and intimately acquainted with the ſaid *Smith*, that he never ſhewed any Backwardneſs to proceed in the Expedition or encouraged any Mutiny or Deſertion, but on the contrary endeavoured to prevent his Men from Deſerting, by encouraging them with the Hopes of an open Country being near, and that after his Men had turned back, he declared he was willing to proceed on with ten Men, provided the *Cherokee Indians* would go with him.

Reſolved, That the ſaid *John Smith* did not miſbehave himſelf in the ſaid Expedition againſt the *Shawneſe Indians*, and that he ought to receive his Pay.

Ordered, That it be an Inſtruction to the Committee appointed to ſettle the Militia Accounts, that they make an Allowance to the ſaid *John Smith* for his Pay during his Service in the ſaid Expedition.

A *Petition* of Mr *John Bell;* complaining of an undue Election and Return of Mr *Henry Peyton*, to ſerve as a Burgeſs in this preſent General Aſſembly, for the County of *Prince William*, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Privileges and Elections, that they examine into the Allegations thereof, and report the ſame with their Opinions thereupon to the Houſe.

Mr *Bland* reported that the Commitee appointed to ſettle the Accounts of the Militia drafted out for the Protection and Defence of the Frontiers of this Colony, had had under their Conſideration the Petition of *John Triplet*, *John Payton*, *John Delancey*, *Robert Duncan*, *David Harris*, *Thomas Freeman*, *Thomas Pannell*, *William Harvey*, *Michael Thomas*, *Adam Smith*, and *John Holt*, to them referred, and had agreed upon a Report and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again read and are as follow:

It appears to this Committee that the Petitioners were drafted from the Militia of *Culpeper* to go to the Frontiers near *Pattiſon's* Creek in *Hampſhire* County, under the Command of Captain *William Brown*, and after being there ſome Time in the Winter Seaſon, and in Want of Neceſſaries, applied to their Captain for Leave to return Home, who promiſed to diſcharge them if they would ſtay and build a Fort, which the Petitioners with the reſt of the Company finiſhed, and at the End of Sixty-three Days returned Home without any Diſcharge from their Captain.

Reſolved, That the Petitioners ought to be paid by the Public for their ſaid Service. 33

The ſaid *Reſolution* was read a ſecond Time and the Queſtion being put, that the Houſe agree thereto,

It paſſed in the Negative.

Mr *Peyton* reported that the Committee to whom the Petition of *Joſeph Evans* was referred, had had the ſame under their Conſideration, and found the Allegations thereof to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe as follows:

Reſolved, That the ſaid *Joſeph Evans* be allowed the Sum of twelve Pounds, to be paid by the Public.

Mr *Pendleton* preſented to the Houſe according to Order a Bill, To dock the Intail of certain Lands whereof *Tunſtall Banks* is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of ſundry Inhabitants of the Town of *Falmouth*, praying that an Act may paſs to prevent Hogs going at Large within the ſaid Town, was preſented to the Houſe and read, and the Queſtion being put, that the ſaid Petition be referred to a Committee,

It

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of *Jacob Valentine*, ſetting forth, That a Negroe Man Slave belonging to him, was, in the Month of *September* 1757, out-lawed by him, as a Runaway, ſince which Time he has never heard of him and praying to be allowed by the Public for the Value of the ſaid Slave, was offered to the Houſe, and the Queſtion being put that the ſaid Petition be received,

It paſſed in the Negative.

Upon a *Motion* made,

Ordered, That the Petition of *Obadiah Woodſon*, which at a Seſſion of Aſſembly on the eighteenth Day of *May* laſt was referred to the Conſideration of the next Seſſion of Aſſembly, together with the ſeveral Depoſitions of Witneſſes taken and lodged with the Clerk of this Houſe, in Purſuance of an Order of the Houſe, touching the ſaid Petition, be referred to Mr *Cary*, Mr *Nicholas*, Mr *Benjamin Waller*, Mr *Lewis*, Mr *William Waller*, Mr *Gabriel Jones*, Mr *Read*, and Mr *Walker;* That they do examine into the Allegations of the ſaid Petition, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled* An Act for appointing a Treaſurer.

Ordered, That the Accounts of Captain *Preſton*, for the Pay of the Company of the Militia of *Auguſta* County, between the firſt Day of *May* to the ſeventh Day of *June*, 1757, under his Command, be referred to the Committee appointed to ſettle the Militia Accounts; That they do examine into the ſeveral Articles thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

34 *Ordered*, That the Treaſurer's Accounts be referred to Mr *Charles Carter*, Mr *Bland*, Mr *Page*, Mr *Dudley Digges*, Mr *Benjamin Harriſon*, Mr *Pendleton*, Mr *Cary*, Mr *Lewis*, Mr *George Johnſton*, Mr *Thomas Lee*, Mr *Richard Henry Lee*, Mr *Eyre*, and Mr *George Maſon;* That they examine into the ſeveral Articles thereof, and report the Balance, as it ſhall appear to them, to the Houſe.

A *Petition* of *John Murray*, ſetting forth, That in the Year 1755, he was ſent out with the Militia drafted from the County of *Prince William*, and employed by their Commanding Officer as a Blackſmith for the Time he continued in that Service, which was ninety-three Days, for which by the Laws then in Force he was entitled to 50 lbs. of Tobacco per Day; but that when the Accounts of the Militia of that County were ſettled by a late Aſſembly, he was allowed only as a common Soldier, and praying the Conſideration of this Houſe, was preſented to the Houſe and read, and the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of *John Markham*, ſetting forth, That in the Year 1755 he was ſent out with a Detachment of *Prince William* Militia, and continued in the ſaid Service ſixty-ſix Days as a Corporal, but by some Miſtake he was left out of the Liſt of that Militia, certified to the late Aſſembly, and has never yet received any Satiſfaction for his ſaid Service, and praying the Conſideration of this Houſe.

Alſo a *Petition* of *George Muſe*, ſetting forth, That there is now due to him £6. 10s. for his Pay as Lieutenant Colonel of the firſt *Virginia* Regiment to the Time he was diſcharged, and praying that the ſame may be allowed him, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee appointed to ſettle the Militia Accounts; That they do examine into the Allegations thereof reſpectively, and report the ſame, with their Opinions thereupon, to the Houſe.

The

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee to conſider of Ways and Means to raiſe the Sum of £20,000 purſuant to the Reſolution of the Committee, Yeſterday agreed to by the Houſe.

Reſolved, That this Houſe will reſolve itſelf into the ſaid Committee To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 28th of September, 32 Geo. II. 1758.

MR *Gabriel Jones* reported, That the Committee to whom the Petition of *John Buchanan* was referred, had had the ſame under their Conſideration, and found the Allegations thereof, to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe as follows:

Reſolved, That the ſaid *John Buchanan* ought to be paid by the Public the Sum of £100 for his Trouble, Expence, and Services in the ſaid Petition mentioned.

A *Petition* of Captain *James Nevill*, in Behalf of himſelf and the Company under his Command, ſetting forth, That on the ſeventh Inſtant they had a Skirmiſh with a Party of Enemy *Indians*, in which one of them was killed and ſcalped by the Petitioners, but that upon Application for the Reward given by Law for an Enemy's Scalp, they were informed there was no Money in the Treaſury, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Randolph*, Mr *Wilſon*, and Mr *Jones;* That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of *Nicholas Ally*, ſetting forth, That in *June* laſt he was ordered out as a Guide to a Party of the *Brunſwick* Militia, ſent out for the Protection of the Inhabitants, and in a Skirmiſh with ſome *Indians* was ſhot through the Body with two Bullets, and had his right Arm broke, which has entirely diſabled him from getting a Livelihood, and praying the Conſideration of this Houſe was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Marrable*, Mr *Terry*, Mr *Wade*, and Mr *Read;* That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of *James Carter*, Surgeon, praying to be paid by the Public for his Care and Cure of one *Dennis McNamara*, a poor diſabled Soldier, put under his Care by the late Governor *Dinwiddie*, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Nicholas*, Mr *Benjamin Waller*, and Mr *Wythe;* That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

Mr *Landon Carter* reported, That the Committee to whom the Petition of *Robert Wright* was referred, had had the ſame under their Conſideration, and found the Allegations thereof to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid *Robert Wright* ought to be allowed the Sum of five Pounds per Annum during his Life, to be paid by the Public, over and above the nine Pounds he hath already received.

A *Petition* of *Edward Goodrich*, ſetting forth, That being Captain of a Company of Rangers laſt Summer he was obliged to go Expreſs to *Williamſburg*, in which Journey the Mare he rode had a Shoulder ſlipt, and that he has been obliged to make good that Damage to the Owner, to the Value of eight Piſtoles, and praying to be allowed for the ſame, and the Trouble he was at in going the ſaid Journey, was preſented to the Houſe and read.

Ordered

Ordered, That the ſaid Petition be referred to Mr *Marrable*, Mr *Lemuel Riddick*, Mr *Nicholas*, Mr *George Maſon*, and Mr *Read*; That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

36 A *Petition* of ſundry Inhabitants of that Part of *Albemarle* County that lies in *Frederickſville* Pariſh, in Oppoſition to a Petition to be preſented to this Aſſembly for reuniting them to the Pariſh of *Saint Anne*.

Alſo a *Petition* of the Inhabitants of *Halifax* County, ſetting forth, That the Law now in Force concerning Strays is very deficient, and particularly for Want of a Regiſter of Advertiſements of Strays, and praying that an Act may paſs to direct the appointing of a Perſon in every County to keep a Regiſter of all Advertiſements of Strays, and that every Perſon taking up a Stray may be obliged to have the ſame entered in ſuch Regiſter with a particular Deſcription of ſuch Stray, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Attorney* from the Committee of Privileges and Elections reported, that the Committee had had under their Conſideration the Petition of Mr *John Bell* to them referred, complaining of an undue Election and Return of Mr *Henry Peyton*, to ſerve as a Burgeſs in this preſent General Aſſembly for the County of *Prince William*, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe as follow:

Reſolved, That the Perſons who voted at the ſaid Election whoſe Freeholds are queſtioned, either by the Petitioner or ſitting Member be examined before *Fouſhee Tebbs*, *John Baylis*, and *Howſon Hooe*, Gentlemen, and *James Scott*, Clerk, or any three of them, whether they be Freeholders or not, except ſuch of them as did swear to their Freeholds at the ſaid Election.

Reſolved, That the Petitioner and ſitting Member be at Liberty to examine Witneſſes before the ſame Perſons as to the Freehold of any Perſon who voted at the ſaid Election, although ſuch Perſons ſwore to their Freeholds at ſuch Election, or ſhall ſwear to the ſame at the Examination; and that they be at Liberty to examine how long ſuch Voters have been in Poſſeſſion of, and paid Quit-rents for the Lands or Tenements in Right of which they voted at the ſaid Election.

Reſolved, That the Petitioner do give to the ſitting Member or his Agents, ten Days Notice of the Time and Place he intends to examine Witneſſes touching the ſaid Election, and that he do at the ſame Time deliver to the ſitting Member or his Agents, a Liſt of the Perſons intended to be by him objected to, who voted for the ſitting Member, giving in the ſaid Liſt the ſeveral Heads of Objection, diſtinguiſhing the ſame againſt the Names of the Voters excepted to; and that the ſitting Member do give to the Petitioner the like Notice and Liſt: And that the ſaid Commiſſioners do return the Depoſitions by them taken to the next Seſſion of Aſſembly.

The Houſe proceeded to the Conſideration of the Petition of *William Hunter*, Printer, which was ordered to lie on the Table on *Friday*, the 22d Inſtant, and thereupon,

Reſolved, That the Sum of £300 per Annum be allowed to *William Hunter*, Printer, to continue to the End of the next Seſſion of Aſſembly; as a full Conſideration for print-
37 ing the Journal of the Houſe of Burgeſſes, printing the Laws of each Seſſion, and ſending 13 of them to every County Court Clerk, one of which to be Half-bound for the Uſe of the Court, printing Inſpectors Notes and Books, Proclamations and other public Advertiſements.

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Bland* do carry it to the Council for their Concurrence.

Mr *Attorney* from the Committee of Privileges and Elections reported, That the Committee had had under their Conſideration the Return of the Writ for electing Burgeſſes for the County of *Hampſhire*, and the Return of the Writ for electing a Burgeſs for the County of *Surry*, to ſerve as Burgeſſes in this preſent General Aſſembly, and had

come

come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe as follows:

Reſolved, That the Returns of the ſaid Writs are not made in the Form preſcribed by Law.

Ordered, That the Returns of the ſaid Writs be amended by the Clerk, at the Table.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee, to conſider of Ways and Means for raiſing the Sum of £20,000, purſuant to the Reſolution of the Houſe on *Tueſday* laſt;

Reſolved, That this Houſe will reſolve itſelf into the ſaid Committee To-morrow.

An engroſſed *Bill*, intituled, *An Act for continuing an Act, intituled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act*, was read the third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Landon Carter* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for repealing an Act, intituled, An Act for the more effectual preventing and repelling the hoſtile Incurſions of the* Indians *at Enmity with the Inhabitants of this Colony*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cary* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for diſſolving the Veſtry of* Hamilton *Pariſh, in the County of* Prince William, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Henry Lee* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for ſettling the Inſpectors Salaries, and the Rents of the public Warehouſes, for the enſuing Year*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 29th of September, 32 Geo. II. 1758.

A *Claim* of *Benjamin Cocke* for taking up a Runaway, therein mentioned.

Alſo a *Claim* of *William Maclin*, for Ferriage of tributary *Indians*.

Alſo a *Claim* of *Samuel Rice* for taking up a Deſerter, were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Claims be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Randolph* reported, that the Committee to whom the Petition of Captain *James Nevil* and others was referred, had had the ſame under their Conſideration, and found the Allegations thereof to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Petitioners are entitled to the Rewards allowed by Law for the *Indian's* Scalp mentioned in the ſaid Petition.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governor has commanded me to lay before your Houſe a Letter from James Abercromby, *Eſq; incloſing an Account of Monies diſburſed by him, and for Buſineſs by him done as Agent for* Virginia.

And the ſaid Letter and Account were read, and ordered to lie on the Table.

A *Bill* For erecting a Town on the Land of *Lewis Stephens*, in the County of *Frederick*, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to Mr *Pendleton*, Mr *Green*, Mr *Thompſon Maſon*, and Mr *Henry Lee*.

A *Petition* of Mr *Robert Wade*, ſetting forth, that in *Auguſt* laſt, he, with his Company of Rangers, killed and ſcalped four *Shawneſe Indians* in *Auguſta*, but upon applying for the Reward allowed by Law for ſuch Scalps, was informed there was no Money in the Treaſury, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Bland*, Mr *Richard Henry Lee*, Mr *Thompſon Maſon*, Mr *Jones* and Mr *Benjamin Waller*; that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Mr *Pendleton* reported, that the Committee to whom the Bill To amend an Act, intituled, *An Act for preventing fraudulent Gifts of Slaves*, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

Mr *Marrable* reported, that the Committee to whom the Petition of *Nicholas Ally* was referred, had had the ſame under their Conſideration, and found the Allegations
39 thereof to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid *Nicholas Ally* ought to be paid by the Public the Sum of £25, as a Recompence for his Sufferings, in the ſaid Petition mentioned.

Mr *Marrable* alſo reported, that the Committee to whom the Petition of *Edward Goodrich* was referred, had had the ſame under their Conſideration, and found the Allegations thereof to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again read, and is as follows:

Reſolved, That the ſaid *Edward Goodrich* ought to be paid the Sum of £8. 12s. for the Mare in the ſaid Petition mentioned, and the Sum of £3. 12s. for his Expences and Trouble in travelling to *Williamſburg*, on the public Service.

The ſaid *Reſolution* being read a ſecond Time, and the Queſtion put, that the Houſe agree thereto,

It paſſed in the Negative.

A *Petition* of *Robert Jackſon*, ſetting forth, that Colonel *George Mercer* enliſted into his Majeſty's Service his Servant Man, *Peter Tully*, whoſe Time of Service then due was by two Juſtices of *Spotſylvania* County valued at £8. 5s. for which he has never received any Satiſfaction, and praying the Conſideration of this Houſe, was preſented to the Houſe and read; and the Queſtion being put, that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Reſolve *of this Houſe for allowing* William Hunter, *Printer a Salary of £300 per Annum, for the Services therein mentioned.*

Alſo to the Bill, *intituled*, An Act for continuing an Act, intituled, an Act for reducing the ſeveral Laws for making Proviſion againſt Invaſions and Inſurrections into one Act.

Alſo to the Bill, *intituled*, An Act for ſettling the Inſpectors Salaries, and the Rents of the public Warehouſes, for the enſuing Year.

Alſo to the Bill, *intituled*, An Act for repealing an Act, intituled, An Act for the more effectual preventing and repelling the hoſtile Incurſions of the *Indians* at Enmity with the Inhabitants of this Colony.

Alſo

Alſo to the Bill, *intituled*, An Act for diſſolving the Veſtry of *Hamilton* Pariſh, in the County of *Prince William*, *without any Amendments.*

And that they have agreed to the Bill, *intituled*, An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money for the enſuing Year, *with an Amendment, to which they deſire the Concurrence of this Houſe.*

The Houſe immediately proceeded to the Conſideration of the Amendment propoſed by the Council to the ſaid Bill, and the ſame being read, was agreed to.

Ordered, That Mr *Bland* do go up with a Meſſage to the Council, and inform them thereof.

A *Bill* To dock the Entail of certain Lands whereof *Tunſtal Banks* is ſeized, and for 40
ſettling other Lands of greater Value to the ſame Uſes, was read a ſecond Time, and committed to Mr *Pendleton*, Mr *Baylor*, and the Members of *King William* County.

A *Bill* For appointing an Agent was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* For deſtroying Crows and Squirrels in the Northern Neck was read a ſecond Time, and ſeveral Amendments made thereto.

Ordered, That the ſaid Bill, with the Amendments, be engroſſed, and read a third Time.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee to conſider of Ways and Means to raiſe the Sum of £20,000 purſuant to the Reſolution of the Houſe on *Tueſday* laſt.

Reſolved, That this Houſe will reſolve itſelf into the ſaid Committee To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 30th of September, 32 Geo. II. 1758.

A *Claim* of *Harry Beverly*, for the Value of a Servant inliſted into the Royal *American* Regiment.

Alſo a *Claim* of *Carlyle* and *Dalton*, for the Value of ſeveral Servants inliſted into the ſaid Regiment, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to Mr *Charles Carter*, Mr *Skelton*, Mr *Johnſon*, Mr *Walker*, and Mr *Fleming*, that they do examine into the ſeveral Articles thereof, with the Vouchers for them, and report the ſame with their Opinion thereupon to the Houſe.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee to conſider of Ways and Means for raiſing the Sum of £20,000 purſuant to their Reſolution on *Tueſday* laſt, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had come to a Reſolution thereupon, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the Houſe as follows:

Reſolved, That the Sum of £20,000 to be levied be raiſed by a Land and Poll Tax.

Ordered, That a Bill or Bills be brought in purſuant to the ſaid Reſolution, and it is referred to Mr *Charles Carter*, Mr *Landon Carter*, Mr *Bland*, Mr *Nicholas*, Mr *Pendleton*, and Mr *George Johnſton*, to prepare and bring in the ſame.

A *Petition* of Doctor *Henry Heath*, ſetting forth, That he attended the drafted Soldiers at *Winchester* in their Sickneſs, by Order of the Commanding Officer 50 Days, for which and his Medicines and Advice, he charges £25, and that he has only received £10. 10s. and praying to be paid the Balance by the Publick, was preſented to the Houſe and 41
read.

Ordered

Ordered, That the ſaid Petition be referred to Mr *Charles Carter*, Junior, Mr *Walker*, and Mr *Baylor*, that they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

And then the Houſe adjourned till Monday Morning Eleven °clock.

Monday, the 2nd of October, 32 Geo. II. 1758.

A New *Member* having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Mr *Bland* reported, that the Committee appointed to ſettle the Accounts of the Militia ſent out for the Defence of the Frontiers, and of the Officers that carried the draughted Soldiers to *Winchester* and *Frederickſburg*, and the Claims for dyeting the *Indians* in Friendſhip with this Colony, had examined, ſtated and ſettled, all ſuch Accounts and Claims, for which proper Certificates were produced, and had agreed upon a Report, which they had ſtated in a Book, and he delivered the Book in at the Table.

Ordered, That the ſaid Report do lie on the Table.

A *Claim* of *Thomas Wall*, Aſſignee of *Joſeph Baylie*, for taking up a Runaway therein mentioned, was preſented to the Houſe and received.

Ordered, That the ſaid Claim be referred to the Conſideration of the next Seſſion of Aſſembly.

The Houſe being informed, that the Sheriff of *Loudoun* attended at the Door in Cuſtody of the Serjeant at Arms.

Ordered, That he amend his Return of the Writ for electing Burgeſſes for the ſaid County in the Office, and that he be diſcharged out of Cuſtody paying Fees.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For appointing Commiſſioners to examine and ſtate the Accounts of Proviſions for ſeveral Counties, and of the Damages done the Inhabitants of this Colony by the *Cherokee* and *Catawba Indians*, and it is referred to Mr *Bland*, Mr *Jones* and Mr *Read*, to prepare and bring in the ſame.

A *Claim* of Doctor *James Tyrie* for a Servant Man enliſted into the Royal *American* Regiment, was preſented to the Houſe and received.

Ordered, That the ſaid Claim be referred to the Conſideration of the Committee to whom the Claim of *Harry Beverley* was referred on *Saturday* laſt.

Mr *Charles Carter*, Jun. reported, that the Committee to whom the Petition of *Henry Heath* was referred, had examined into the Allegations thereof, and found them to be true, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

42 *Reſolved*, That the ſaid *Henry Heath* ought to be allowed the Sum of £14. 10s. to be paid by the Public.

Mr *Cary* reported, That the Committee to whom the Petition of *Obadiah Woodſon* was referred, had had the ſame under their Conſideration, and had conſidered ſeveral Depoſitions taken by the Committee of Propoſitions and Grievances the 19th of *May*, 1757: The Minutes of a Council of War, then laid before that Committee, and the Depoſitions of *John Smith* now taken, all which are annexed to the ſaid Report, and had come to two Reſolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the ſaid Report do lie on the Table.

Mr *Pendleton* reported, That the Committee to whom the Bill, To dock the Intail of certain Lands whereof *Tunſtal Banks* is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes, was committed, had examined into the Allegations thereof, and found them to be true, and had made ſeveral Amendments thereto, which he read in his Place

Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read and agreed to by the Houſe.

Ordered, That the Bill with the Amendments be ingroſſed, and read a third Time.

A *Petition* of *Philip Johnſon*, ſetting forth, That he hath laid out a Parcel of his Land adjoining the Southern Bounds of the City of *Williamſburg*, which he deſires may be added to, and made Part of the ſaid City, and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Waller*, Mr *Attorney*, and Mr *Nicholas*, to prepare and bring in the ſame.

An ingroſſed *Bill*, intituled, *An Act for appointing an Agent*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Landon Carter* do carry up the ſaid Bill to the Council for their Concurrence.

The Houſe proceeded to the Conſideration of Mr *Abercromby's* Letter and Accounts, which were laid before the Houſe by Command of his Honor the Governor on *Friday* laſt, and then ordered to lie on the Table, and the ſame being again read.

Reſolved, that the Account of the ſaid *James Abercromby* be diſallowed, he not having been appointed by the Aſſembly to ſolicit the Affairs of this Colony, except in a particular Inſtance for which he has received Satiſfaction, and therefore this Houſe is under no Engagement to pay the ſame.

An ingroſſed *Bill*, intituled, *An Act for deſtroying Crows and Squirrels in the Northern Neck, and in the ſeveral Counties therein mentioned*, was read a third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Thompſon Maſon*, do carry up the ſaid Bill to the Council, for their Concurrence.

A *Petition* of *John Stretch*, in Behalf of Mr *William Hunter*, Printer to the Public, 43
ſetting forth, That the ſaid *Hunter* was at many extraordinary Expences in printing the Treaſury Notes lately iſſued, an Account whereof he is ready to produce, and that the Sum allowed by the Houſe to the ſaid *Hunter* for that Service, is greatly ſhort of the Expence he was at, and praying that the Houſe will make him ſuch further Allowance as ſhall be thought reaſonable, was preſented to the Houſe and read; and the Queſtion being put, that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Upon a *Motion* made,

Reſolved, That this Houſe will not receive any Petitions or Claims after *Wedneſday* next.

The Houſe being informed by one of the Members, That Mr *Thomas Knox*, did lately in a publick Company, ſpeak the following Words of Mr *William Kennon*, a Member of this Houſe, to wit, "Mr *William Kennon* was a damned Scoundrel for betraying private Converſation, and that he deviated from the Truth in repreſenting Mr *Rowe's* Behaviour to the Houſe of Burgeſſes."

Reſolved, That the ſaid Words are ſcandalous and malicious, highly reflecting on the Honor and Dignity of this Houſe, and that the ſaid *Thomas Knox* in ſpeaking the ſame, is guilty of a Breach of the Privileges of this Houſe.

Ordered, That the ſaid *Thomas Knox* be taken into Cuſtody by the Serjeant at Arms.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday.

Tuesday, the 3rd of October. 32 Geo. II. 1758.

A *Claim* of *Richard Neale* for taking up a Runaway therein mentioned, was preſented to the Houſe and received.

Ordered, That the ſaid Claim be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Bland* reported, That the Committee to whom the Petition of *Robert Wade*, in Behalf of himſelf and the Company of Rangers under his Command was referred, had had the ſame under their Conſideration, and found the Allegations thereof to be true, had come to a Reſolution thereupon which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid *Robert Wade* and his Company ought to be paid by the Public the Reward allowed by Law for killing the four *Indians* mentioned therein.

Ordered, That Mr *Edmund Booker* and Mr *Anthony Walke* have Leave to be abſent from the Service of this Houſe for the Remainder of this Seſſion.

Mr *Bland*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill, For appointing Commiſſioners to examine, and ſtate the Accounts of Pro-
44 viſions for ſeveral Counties, and of the Damage done the Inhabitants of this Colony by the *Cherokee* and *Catawba Indians*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Charles Carter*, from the Committee appointed, preſented the Houſe, according to Order, a Bill, For raiſing the Sum of £20,000 Pounds by a Land and Poll Tax, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Bill* For further continuing an Act, intituled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third Time.

Mr *Benjamin Waller*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For adding certain Lands therein mentioned to the City of *Williamſburg*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Pendleton* reported, That the Committee to whom the Bill, For erecting a Town on the Land of *Lewis Stephens*, in the County of *Frederick*, and for other Purpoſes therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendments be ingroſſed, and read a third Time.

A *Petition* of *Peter Pelham*, ſetting forth, That he hath hitherto performed as Organiſt in the Church in the City of *Williamſburg*, without any Salary or Allowance for his Trouble, except a few voluntary Subſcriptions, and praying ſuch Allowance from this Houſe as ſhall be thought reaſonable, was preſented to the Houſe and read.

Reſolved, That the Sum of £25 be paid by the Treaſurer of this Colony out of the public Money in his Hands to *Peter Pelham* for his Trouble in performing on the Organ in the Church in the City of *Williamſburg* during this Seſſion, and for keeping the ſame in Order.

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Landon Carter* do carry it to the Council for their Concurrence.

A *Petition* of *Thomas Knox*, ſetting forth, That he is ſincerely ſorry he hath offended this Houſe, by ſaying of one of their Members "That he was a Scoundrel for betraying a private Converſation paſſed at the Petitioner's Houſe, and that he had deviated from Truth in the Information he made againſt Mr *Rowe*."

That he was far from deſigning to reflect on the Houſe for which he has a very high Eſteem, or on the Gentleman he ſpoke of as a Member, but conſidered him at that Time only as a private Perſon, by whom he thought he had been ungenteelly treated. That he

he is willing to make this Houſe any Acknowledgement for his Offence, and ſubmits himſelf to their Pleaſure, hoping by his future Behaviour to juſtify the Lenity the Houſe may be inclined to ſhew him on this Occaſion.

Ordered, That the ſaid *Thomas Knox* be diſcharged out of Cuſtody paying Fees.

An ingroſſed *Bill*, intituled, *An Act to dock the Intail of certain Lands whereof* Tunſtal Banks *is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes*, was read the third Time. 45

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

A *Petition* of *Thomas Black*, ſetting forth, That one *Thomas Parker*, a Servant of his, in the Month of *June*, 1757, inliſted into the Royal *American* Regiment, and that he never received any Satiſfaction for him, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee to whom the Petition of *Harry Beverly* was referred on *Saturday* laſt.

An ingroſſed *Bill*, intituled, *An Act for preventing fraudulent Gifts of Slaves*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

The Houſe proceeded to the Conſideration of the Report from the Committee appointed to examine the Accounts of the Militia drafted out for the Service of this Colony, and of the Officers that conducted the drafted Soldiers to *Winchester*, and the Claims for dieting our friendly *Indians*, which was Yeſterday preſented to the Houſe and ordered to lie on the Table, and the ſame being read, was agreed to.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 4th of October, 32 Geo. II. 1758.

UPON a *Motion* made,

Ordered, That Leave be given to bring in a Bill For paying the Burgeſſes Wages for this preſent and the laſt Seſſion of Aſſembly in Money, and it is referred to Mr *Charles Carter*, and Mr *Bland*, to prepare and bring in the ſame.

A *Petition* of *Thompſon Swan*, ſetting forth, that in the Month of *October* laſt, in travelling he happened to meet with a Deſerter, whom he thought it his Duty to apprehend; and in order to intimidate him and make him ſurrender, he preſented a Piſtol at him, but that the Deſerter ſeized him, and in the Struggle the Piſtol was diſcharged, and ſhot the Deſerter in the Thigh. That the Petitioner then put him under the Care of a Surgeon, and was at the Expence of £10. 15s. in his Cure; and praying to be reimburſed the ſaid Sum by the Public, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of *George Morton*, ſetting forth, That he is Proprietor of the Warehouſes at *Morton's* on *Rappahannock*, and that many Ships lie near that Place to load, by which Means great Quantities of Tobacco are frequently lodged in his ſaid Warehouſes, for which he is not entitled to demand Storage; and praying the Conſideration of this Houſe, was preſented to the Houſe and read, and the Queſtion being put, that the ſaid Petition be referred to a Committee, 46

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of *Thomas Gibbs*, ſetting forth, That in the Year 1754, he by Order of the Governor furniſhed a Set of Blackſmith's Tools, and other Materials for the Uſe of the Workmen employed in building Fort *Cumberland*, for which he took a Receipt, in which it

it is agreed that the ſaid Tools ſhould be returned to him in one Year; but that they never were returned to him, and that he hath received no Satiſfaction for the ſame; and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Nicholas*, Mr *Francis Lee*, and Mr *Dudley Digges*; that they do examine into the Allegations thereof, and report the ſame with their Opinions thereupon, to the Houſe.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governor has commanded me to deliver to your Houſe, ſeveral Letters his Honor received laſt Night, by Expreſs from Colonel Waſhington, *and Lieutenant* Smith, *giving an Account of the late Engagement with the* French *near Fort* Du Queſne, *and of the blowing up one of our Magazines at Fort* Cumberland.

And the ſaid *Letters* were read and ordered to lie on the Table.

Mr *Charles Carter* reported, That the Committee appointed to examine the Treaſurer's Accounts, had according to Order had the ſame under their Conſideration, and examined all the ſeveral Articles and Vouchers thereof, and had agreed upon a Report which he read in his Place, and then delivered in at the Table, where the ſame was again twice read and agreed to, and is as follows:

It appears the ſaid *Accounts* are truly ſtated, and that there remains in the Treaſurer's Hands a Balance ariſing from the Duties on Liquors and Slaves and on Writs, Ordinary Licences and Wheel Carriages, the Balances paid in by the Inſpectors of public Warehouſes, and Money received of the Sheriffs for the Land and Poll Tax in the Years, 1756, and 1757, the Sum of £3,597, 14s. 11d. That there alſo remains in the Treaſurer's Hands a Balance of £7,255, 6s. 11d. for the ſeveral Treaſury Notes emitted over and above the Sum of £8,846, 7s. 7d. reſerved for the Redemption of the old Notes bearing Intereſt, and £6,481, 11s. 4d. reſerved for the Redemption of the burnt Tobacco Notes not yet taken in. The Sum of £3,500, the Balance due to the Commiſſioners for the *Indian* Trade. £3,275, 0s. 10d. the Balance of the Fund given to the Rangers. And £19, 5s. 8d. Balance of the Money given to pay Arrears. That it appears to the Committee that of the £40,000, Treaſury Notes credited in a former Account, the Sum of £1,395, 17s. 6d. never was emitted. The Treaſurer is therefore allowed that Sum in this Account, and the Books containing the Notes for that Sum were by us burnt and deſtroyed.

47 The *Committee* further inform the Houſe, That it appears upon the ſaid Accounts that there are large Arrears due from many of the Sheriffs and Collectors of the Duties and Taxes impoſed for raiſing the ſeveral Funds before mentioned.

Reſolved, That the ſaid Account do paſs.

Ordered, That Mr *Charles Carter* do carry up the Treaſurer's Accounts to the Council for their Concurrence.

The Houſe proceeded to the Conſideration of the Report from the Committee to whom the Petition of *Obadiah Woodſon* was referred, which was ordered to lie on the Table on *Monday* laſt, and the Reſolutions of the ſaid Committee were again twice read, and agreed to by the Houſe, with an Amendment, as follow:

Reſolved, That the ill Succeſs of the Expedition was occaſioned by the Want of Proviſions.

Reſolved, That the ſaid *Obadiah Woodſon* did not behave himſelf in ſuch Manner as an Officer ought to have done.

Several *Claims* of *William Dunn*, and *Francis Kirkley* for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be refered to the Conſideration of the next Seſſion of Aſſembly.

Ordered, That Mr *Webb* have Leave to be abſent from the Service of this Houſe the Remainder of this Seſſion, for the Recovery of his Health.

Mr

Mr *Charles Carter* reported, That the Committee to whom the ſeveral Claims of *Harry Beverley*, *John Carlyle*, *John Dalton*, *Thomas Black*, and *James Tyrie* for indented Servants inliſted into the Royal *American* Regiment, were referred, had had the ſame under their Conſideration and examined the reſpective Vouchers of each Claim, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That it appears to this Committee that Mr *Thomas Slaughter* hath already received the Sum of £4. 6s. of the late Governor *Dinwiddie*, as a reaſonable Allowance for the Service due from the Servant of Mr *Harry Beverly* inliſted into the ſaid Regiment, and that the ſaid *Thomas Slaughter* hath aſſumed to pay the ſaid Sum.

Reſolved, That Mr *John Dalton* ought to be paid by the Public for three Servants, inliſted into the ſaid Regiment, to wit, *Frederick Weill*, valued at £7. 5s. *Thomas Crane*, valued at £7. 15s. and *Benjamin Jackſon* valued at £10. 13s. in the whole amounting to £25. 13s.

Reſolved, That Mr *John Carlyle* ought to be paid by the Public for his Servant Man, *Joſeph Wharton*, inliſted into the ſaid Regiment, the Sum of £13. 17s. 8d.

Reſolved, That Meſſieurs *Carlyle* and *Dalton* ought to be paid by the Public for two Servants inliſted into the ſaid Regiment, to wit, *Alexander Wiſhheart*, valued at £6. 7s. 2d., and *William Sherrin*, valued at £5, in the whole amounting to £11. 7s. 2d.

Reſolved, That Doctor *James Tyrie* ought to be paid by the Public for his Servant Man, *William Hawkins*, inliſted into the ſaid Regiment, the Sum of £4. 10s. 6d.

Reſolved, That the Petition of *Thomas Black* ought to be rejected, it appearing to 48
this Committee that the Servant in the ſaid Petition mentioned was inliſted into the Service of this Colony, and not into the Royal *American* Regiment.

Mr *Bland* preſented to the Houſe, according to Order, a Bill For paying the Burgeſſes Wages for the laſt and this preſent Seſſion of Aſſembly in Money, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 5th of October. 32 Geo. II. 1758.

A *Bill* For adding certain Lands therein mentioned to the City of *Williamſburg*, was read a ſecond Time, and committed to Mr *Benjamin Waller*, Mr *Burwell*, and Mr *Robinſon*.

An ingroſſed *Bill*, intituled, *An Act for further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, was read a third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Landon Carter* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* For appointing Commiſſioners to examine and ſtate the Accounts of Proviſions for ſeveral Counties, and of the Damages done the Inhabitants of this Colony by the *Cherokee* and *Catawba Indians*, was read a ſecond Time, and committed to Mr *Bland*, Mr *Green*, Mr *Read*, and Mr *Martin*.

An ingroſſed *Bill*, intituled, *An Act for erecting a Town on the land of* Lewis Stephens, *in the County of* Frederick, *for enlarging the Town of* Winchester, *and for erecting a Town on the Lands of* Nicholas Minor, *in the County of* Loudoun, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Thompſon Maſon* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* For raiſing the Sum of £20,000 by a Land and Poll Tax, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe immediately.

Upon a *Motion* made,

Ordered

Ordered, That the Report from the Committee appointed to examine the Accounts of the Militia drafted out into the Service of this Colony, and of the Officers that carried the drafted Soldiers to *Winchefter* and *Frederickfburg*, be referred to the Confideration of the faid Committee; and that it be an Inftruction to the faid Committee to receive a Claufe or Claufes in the faid Bill for making Provifion for the Payment of the feveral Sums of Money in the faid Report mentioned.

And then the Houfe refolved itfelf into a Committee upon the faid Bill and Report,
49 and after fome Time fpent therein, Mr *Speaker* refumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the faid Bill and Report under their Confideration, but not having Time to go through the fame, they had directed him to move for Leave to fit again.

Refolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill and Report To-morrow.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 6th of October. 32 Geo. II. 1758.

A *Bill* For paying the Burgeffes Wages for the laft and this prefent Seffion of Affembly in Money, was read a fecond Time.

Ordered, That the faid Bill be ingroffed, and read a third Time.

A *Claim* of *Andrew Hutchinfon*, for taking up a Runaway therein mentioned, was prefented to the Houfe and received.

Ordered, That the faid Claim be referred to the Confideration of the next Seffion of Affembly.

The *Order* of the Day being read,

The Houfe again refolved itfelf into a Committee upon the Bill For raifing the Sum of £20,000 by a Land and Poll Tax, and after fome Time fpent therein, Mr *Speaker* refumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the faid Bill under their further Confideration, but not having Time to go through the fame, they had directed him to move for Leave to fit again.

Refolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 7th of October. 32 Geo. II. 1758.

SEVERAL *Claims* of *John Sandige*, *Abraham Eftes*, *Hugh Sanders*, *Thomas Brooks*, *Jofeph Jeffrys*, *Robert Coleman*, *Edward Herndon*, *Henry Galewood*, *Alexander Spence Head*, and *Lawrence Young*, for taking up Runaways therein mentioned.

Alfo a *Claim* of *John Row*, and a Claim of *William Bell*, for taking up Deferters from the *Virginia* Regiment, were feverally prefented to the Houfe and received.

Ordered, That the faid Claims be referred to the Confideration of the next Seffion of Affembly.

A *Meffage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act for preventing fraudulent Gifts of Slaves, *with an Amendment, to which they defire the Concurrence of this Houfe.*

The Houfe immediately proceeded to the Confideration of the faid Amendment, and the fame was read and agreed to.

Ordered, That Mr *Bland* do go up with a Meffage to the Council and inform them thereof.

An

An ingroſſed *Bill*, intituled, *An Act for paying the Burgeſſes Wages for the laſt and* 50
this preſent Seſſion of Aſſembly in Money, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry up the ſaid Bill to the Council for their Concurrence.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*,

Mr *Speaker*,

The Governor has commanded me to deliver to your Houſe a Memorial of the Merchants of London, *in Behalf of themſelves and of their Correſpondents, Merchants of* Briſtol, Liverpool, *and* Glaſgow, *trading and intereſted in the Province of* Virginia, *addreſſed to the Right Honorable the Lords Commiſſioners for Trade and Plantations, which his Honor has juſt received.*

And the ſaid *Memorial* was read, and is as follows:

That the General Aſſembly of *Virginia* have lately paſſed an Act, whereby their Provincial Treaſurer is authorized, for the Purpoſes therein mentioned, to iſſue Paper Notes to the Amount of £80,000, which ſaid Paper Notes ſo iſſued, and rated at Proclamation Money, by the ſaid Act of Aſſembly, are thereby declared to be a lawful Tender in Payment of any Debt, or Demand whatever (excepting his Majeſty's Quit-Rents).

That your Petitioners having very large Sums of Money now due to them in the ſaid Province, in the Way of Trade, upon Bargains and Contracts made with the Inhabitants of *Virginia*, and for, and on their Account, do moreover ſtand bound to the Tradeſmen in *Great Britain* for large Sums; all which ſaid Bargains and Contracts, by general Agreement, are payable in Sterling, or at the Rate of Sterling lawful Money of this Kingdom, and were entered into and concluded long before the Iſſuing of ſuch Notes, and before any ſuch Traffick, by Way of Paper Money, was known or heard of in the *Virginia* Trade.

Your *Memorialiſts* therefore beg Leave hereupon to remonſtrate to your Lordſhips the very great Injury that may ariſe to the Trading Intereſt of theſe Kingdoms, and more particularly to your Memorialiſts, from the *Virginia* Act, as it now ſtands, not only by Reaſon that it does affect Debts, Bargains, and Contracts, due to the Merchants of theſe Kingdoms, expreſly ſtipulated payable to them, before the paſſing of the Act, in Sterling, or at the Rate of Sterling lawful Money of *Great Britain*, but does moreover invert the Nature of their Trade from a certain to an uncertain Value of Profit and Loſs; and in ſo far your Memorialiſts do conceive the ſaid Act to be arbitrary and unjuſt. Arbitrary, becauſe it does *ex poſt facto*, extend to Debts due on Bargains and Contracts made before the Paſſing of the Act. Unjuſt, by Reaſon that it does depreciate the Nature of ſuch Debts, by making Debts (payable in Sterling Money of univerſal Value) to be received in Paper Notes of a local, uncertain, and fluctuating Value, at the ſame Time that no Proviſion is made by the Act for making Payment in ſuch Notes, *ad Valorem* of Sterling, according to the Difference of Exchange between ſuch Paper Money and Sterling, when Payment is made, which Proviſion, on Principles of Law and common Equity, ought to have been made.

In ſo far therefore as that your Memorialiſts may be very great Sufferers from the 51
Defects in the ſaid Act as it now ſtands, as well as from a Clauſe of one other Act that paſſed in the ſaid Province *Anno* 1748, intituled, *An Act declaring the Law concerning Executions, and for Relief of inſolvent Debtors, whereby Executions for Sterling Debts ſhall be levied in Current Money, at the Rate of 25 per Cent. Advance on Sterling for the Difference of Exchange, and not otherwiſe.*

Your Memorialiſts do therefore humbly offer to your Lordſhips Conſideration an Expedient, which your Memorialiſts apprehend may fully anſwer the End propoſed by your Memorialiſts, by guarding againſt the Injury that may ariſe from the ſaid Acts with reſpect to your Memorialiſts Properties and the Trade of this Kingdom, and at the ſame Time no Ways defeat the Operation of the Paper Money Act, with Regard to the military Services thereby intended, which Expedient is, *viz.* That the Governor of *Virginia* be inſtructed by his Majeſty to urge to the Aſſembly the paſſing another Act for explaining and

and amending the Act now in Queſtion, and thereby provide, That all Debts, Bargains or Contracts, that were entered into before the paſſing of the aforeſaid Acts, ſhall remain and ſtand payable according to the Nature of ſuch Debts, Bargains or Contracts; and that all Bargains or Contracts that have been heretofore made, or that may hereafter be made, and entered into, in the Courſe of Trade, or otherwiſe, between theſe Kingdoms and *Virginia*, if the ſame ſhall be expreſly ſtipulated, and made payable according to Sterling, or lawful Money of *Great Britain*, That then, and in ſuch Caſes, ſuch Paper Notes ſo iſſued, or that may hereafter be iſſued, or any other Species of Current Money, not being Sterling, ſhall not be deemed a lawful Tender in Payment of any ſuch Debt, Bargain or Contract, ſo entered into, payable in Sterling, or lawful Money of *Great Britain*, unleſs the Perſon, or Perſons, to whom ſuch Payment is tendered in Paper Notes, or in other Species of Current Money, ſhall think proper to accept thereof, in ſuch Paper Notes, or other Species of Current Money, if the ſame ſhall be offered to him, or them, according to the Difference of Exchange between ſuch Paper Notes, and other Species of Current Money, at the Time when ſuch Paper Notes, or other Species of Current Money, ſhall be ſo offered in Payment of Sterling Debts, &c. And that the Perſon, or Perſons, ſo accepting of Payment in Paper Notes, or in any other Species of Current Money, according to the Difference of Exchange between Sterling and Paper Money, and ſuch other Species of Current Money, ſhall be deemed and held as fully paid and ſatiſfied for his and their Debt, to all Intents and Purpoſes, as if ſuch Payment had been made in Sterling or lawful Money of *Great Britain*, any Thing in the aforeſaid Act, or in any other Act, to the contrary notwithſtanding.

To an Amendment of this Nature, your Memorialiſts conceive the Aſſembly of *Virginia* can make no Objection, in ſo far as that it is, *bona fide*, founded on Principles of common Juſtice, and the Laws of this Kingdom, and more particularly agreeable to the Act of the 6th Year of her late Majeſty Queen *Anne*, whereby foreign Silver Coin is made Current in the Plantations, but in due Proportion, as the intrinſic Value thereof is to
52 Sterling; and at the ſame Time it is thereby provided, that all ſuch Species of Silver Coins, ſo made Current, ſhall not affect Contracts or Bargains made prior to the Act: And it is thereby further provided, that nothing in the ſaid Act ſhall be conſtrued to compel any Perſon, or Perſons, whatſoever, to receive in Payment any of the ſaid Species of ſuch foreign Silver Coin, as the ſame is rated in the Act. In ſo far therefore as that the Amendment, propoſed by your Memorialiſts to the Act of *Virginia*, coincides with Equity and the Laws of *England*, and with the Regard that is at all Times due to the Trading-Intereſt of theſe Kingdoms, and with the Juſtice that is due to your Memorialiſts in this particular Caſe.

From ſuch Conſiderations, your Memorialiſts humbly hope for your Lordſhips Interpoſition with his Majeſty, for an Inſtruction to the Governor of *Virginia*, for the Purpoſes aforeſaid; and that your Lordſhips will be pleaſed to ſuſpend giving Judgment upon the *Virginia* Act, as it now ſtands, by Way of Approbation thereof, till ſuch Time as the Senſe of the Aſſembly of that Province is had upon the Amendments propoſed thereto.

Ordered, That the ſaid Memorial do lie on the Table, for the Peruſal of the Members of this Houſe.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee upon the Bill For raiſing the Sum of £20,000 by a Land and Poll Tax, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Bill under their further Conſideration, and gone through the ſame, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table.

Ordered, That the Conſideration of the ſaid Report be put off till *Monday next*.

And then the Houſe adjourned till Monday Morning Eleven °Clock.

Monday.

Monday. the 9th of October. 32 Geo. II. 1758.

MR *Benjamin Waller* reported, That the Committee to whom the Bill For adding certain Lands therein mentioned to the City of *Williamſburg*, was committed had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendments be ingroſſed, and read a third Time.

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Committee of the whole Houſe to the Bill For raiſing the Sum of £20,000, by a Land and Poll Tax, reported on *Saturday* laſt, and referred to be conſidered this Day, and the ſame being again twice read were agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill with the Amendments, as amended, be ingroſſed and read a third Time.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Treaſurer's Accounts.

Alſo to the Bill, *intituled*, An Act for erecting a Town on the Land of *Lewis Stevens*, 53
in the County of *Frederick;* for enlarging the Town of *Winchester*, and for erecting a Town on the Lands of *Nicholas Minor*, in the County of *Loudoun*.

Alſo to the Bill, *intituled*, An Act for paying the Burgeſſes Wages for the laſt and this preſent Seſſion of Aſſembly, in Money.

Alſo to the Bill, *intituled*, An Act for further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned.

Mr *Nicholas* reported, That the Committee to whom the Petition of *Thomas Gibbs* was referred, had had the ſame under their Conſideration, and found the Allegations thereof to be true, and had come to two Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the ſaid *Thomas Gibbs* ought not to have any Allowance for the Hand Cuffs and other Things mentioned in one of the Receipts annexed to his Petition.

Reſolved, That the ſaid *Thomas Gibbs* ought to be allowed for the Blackſmith's and Farrier's Tools, ſpecified in the other Receipt, the Sum of £15, to be paid by the Public.

And then the Houſe adjourned till To-morrow Morning Eleven °Clock.

Tuesday. the 10th of October. 32 Geo. II. 1758.

MR *Read* reported, That the Committee to whom the Bill For appointing Commiſſioners to examine and ſtate the Accounts of Proviſions for ſeveral Counties, and of the Damages done the Inhabitants of this Colony by the *Cherokee* and *Catawaba Indians* was committed, had made ſeveral, Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table where the Amendments were again twice read, and agreed to by the Houſe, with an Amendment.

Ordered, That the Bill with the Amendments, as amended, be ingroſſed and read a third Time.

An ingroſſed *Bill*, intituled, *An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Ordered,

Ordered, That a Committee be appointed to examine the inrolled Bills of the following Perſons, *viz.* Mr *William Digges*, Mr *William Waller*, Mr *Jones*, Mr *Read*, Mr *Green*, Mr *Cabbell*, and Mr *Henry Lee*.

An ingroſſed *Bill*, intituled, *An Act for veſting certain Lands therein mentioned in*
54 Philip Johnſon, *Gentleman, adding the ſame to the City of* Williamſburg, *and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Burwell* do carry up the ſaid Bill to the Council for their Concurrence.

An ingroſſed *Bill*, intituled, *An Act for appointing Commiſſioners to examine and ſtate the Accounts of Proviſions, and Pay of the Militia, and of the Damages done the Inhabitants of this Colony by the* Cherokee *and* Catawba Indians, *and for other Purpoſes therein mentioned*, was read a third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Read* do carry up the ſaid Bill to the Council for their Concurrence.

Upon a *Motion* made,

Reſolved, That the ſeveral Sums following be paid to the ſeveral Officers of the General Aſſembly, reſpectively:

To *John Randolph*, Eſq; Clerk of the Houſe of Burgeſſes,		£200
To *Nathaniel Walthoe*, Eſq; Clerk of the General Aſſembly,		60
To the Reverend Mr *William Yates*, Chaplain,		40
To Mr *Francis Eppes*, Serjeant at Arms,		50
To Mr *John Palmer*, Clerk of the Com. of Privileges and Elections,		50
To Mr *Thomas Everard*, for his Services,		60
To the Door-Keeper of the Council,		10
To *William Francis*,	Door-Keepers to the Houſe,	10
To *Thomas Broadrib*,		10
To *James Lavie*,		10
To *James Yates*,		10

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Thomas Lee* do carry it up to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 11th of October, 32 Geo. II. 1758.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned.

Alſo to the Bill, *intituled*, An Act for veſting certain Lands therein mentioned in *Philip Johnſon*, Gentleman, adding the ſame to the City of *Williamſburg*, and for other Purpoſes therein mentioned.

Alſo to the Reſolve *of this Houſe for paying the reſpective Officers of the General Aſſembly the ſeveral Sums of Money therein mentioned.*

And to the Reſolve *for paying* Peter Pelham *the Sum of £25, for the Services therein mentioned.*

And that they have agreed to the Bill, *intituled*, An Act for appointing Commiſſioners to examine and ſtate the Accounts of Proviſions, and the Pay of the Militia, and of the
55 Damages done the Inhabitants of this Colony by the *Cherokee* and *Catawba Indians*, and for other Purpoſes therein mentioned; *with ſome Amendments, to which they deſire the Concurrence of this Houſe.*

The

The Houſe immediately proceeded to the Conſideration of the ſaid Amendments, and the ſame was read and agreed to.

Ordered, That Mr *Jones* do go up with a Meſſage to the Council and acquaint them therewith.

Upon a *Motion* made,

Reſolved, That an Addreſs be made to his Honor the Governor to deſire him to notify to the Commanding Officer of his Majeſty's Forces, with whom the 1st *Virginia* Regiment is now joined, that it is the Opinion of this Houſe, that the preſent defenceleſs Situation of the Frontiers of this Colony requires the Aſſiſtance of the ſaid 1st Regiment, and to deſire that he will give Orders for the Marching of the ſaid Regiment into this Colony immediately after the 1st Day of *December* next, and that Mr *Landon Carter* do wait on his Honor with the ſaid Addreſs.

And then the Houſe adjourned till To-morrow Morning Eleven °Clock.

Thurſday, the 12th of October, 32 Geo. II. 1758.

MR *William Digges* reported, that the Committee appointed had, according to Order, examined the enrolled Bills, and rectified ſuch Miſtakes as were found therein, and that they were truly enrolled.

Ordered, That Mr *Digges* do carry up the enrolled Bills to the Council for their inſpection.

Upon a *Motion* made,

Reſolved, That an humble Addreſs be preſented to the Governor, to acquaint his Honor, that it is the ſenſe and the Deſire of this Houſe that no more than four Companies of Rangers be ſtationed on the Frontiers of this Colony, this Houſe not being willing to provide for the Pay of more than 400 Men for that Service; and that Mr *Richard Henry Lee* do wait on his Honor with the ſaid Addreſs.

Upon a *Motion* made,

Ordered, That a Committee be appointed to agree with the Printer for providing all neceſſary Materials and printing the Treaſury Notes, to be emitted purſuant to an Act paſſed this Seſſion of Aſſembly, intituled, *An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned*, and that the ſaid Committee conſiſt of the following Gentlemen, *viz.* Mr *Whiting*, Mr *Page*, Mr *Willam Digges*, Mr *Dudley Digges*, Mr *Burwell*, Mr *Harwood*, Mr *Attorney*, Mr *Wythe*, Mr *Benjamin Waller* and Mr *Nicholas*, or any ſix of them.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have inſpected the enrolled Bills, and are ſatiſfied they are truly enrolled.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governor commands the immediate Attendance of this Houſe in the Council Chamber, and that you bring with you ſuch Bills and Reſolves as are ready for his Aſſent.

Mr *Speaker* with the Houſe went up accordingly, and the Governor was pleaſed to give his aſſent to the following Bills,* *viz.* 56

1. *An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned.*

2. *For appointing Commiſſioners to examine and ſtate the Accounts of Proviſions, and the Pay of the Militia, and of the Damages done the Inhabitants of this Colony by the Cherokee and Catawba Indians, and for other Purpoſes therein mentioned.*

For

*All the laws paſſed at this ſeſſion are given in Hening, Vol. VII, pp. 171-249.

3. For erecting a Town on the Land of Lewis Stephens, in the County of Frederick, for enlarging the Town of Winchefter, and for erecting a Town on the Lands of Nicholas Minor, in the County of Loudoun.

4. For continuing an act, intituled, An Act for reducing the feveral Acts for making Provifion againft Invafions and Infurrections into one Act.

5. For preventing fraudulent Gifts of Slaves.

6. To enable the Inhabitants of this Colony to difcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money for the enfuing Year.

7. For repealing an Act, intituled, An Act for the more effectual preventing and repeling the hoftile Incurfions of the Indians at Enmity with the Inhabitants of this Colony.

8. For further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpofes therein mentioned.

9. For appointing a Treafurer.

10. For fettling the Infpectors Salaries, and the Rents of the public Warehoufes, for the enfuing Year.

11. For diffolving the Veftry of Hamilton Parifh, in the County of Prince William.

12. For veſting certain Lands therein mentioned in Philip Johnfon, Gentleman, adding the fame to the City of Williamfburg, and for other Purpofes therein mentioned.

13. For paying the Burgeffes Wages for the laft and this prefent Seffion of Affembly in Money.

His Honor likewife gave his Affent to the following Refolves of the Houfe of Burgeffes, which the Council had agreed to, *viz.*

1. For paying the feveral Officers of the General Affembly the refpective Sums of Money therein mentioned.

2. For paying William Hunter, Printer to the Public, a Salary of £300 per Annum.

3. For paying Peter Pelham, Organift, the Sum of £25.

57 And then his Honor was pleafed to make the following Speech.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houfe of Burgeffes,

The Provifion you have made for the Protection of the Frontiers, during this fhort Seffion, claims the Thanks of your Country; and the great Regard and Attention you have fhewed to me, during the Courfe of it, demand my particular Acknowledgments.

That I may employ the Forces defigned for your Defence in the moft proper and efficacious Manner, I fhall make it my Bufinefs, during the Receſs of the General Affembly, to get at the beft Knowledge I am able to attain in relation to the Frontiers, and the proper Stations in which to place the Troops.

Gentlemen of the Houfe of Burgeffes,

The Caution you have taken in raifing the Supplies, that the People may not be oppreffed at this Time, is a freſh Inftance of your Tendernefs for your Country; and it fhall be my Endeavour to follow fo good an Example, by taking all poffible Care that not one Penny be expended wantonly: And you may be aſſured, that I will take a proper Opportunity to write to the Commander in Chief of his Majefty's Forces, agreeably to the Addreſs I received from you for that Purpofe.

Gentleman of the Council and of the Houfe of Burgeffes,

I hope we fhall always meet in the fame happy Difpofition of Mind to do all in our Power to defend the People, and remove all Obftructions to the Trade of this Colony, by every Meaſure which will conduce thereto.

That you may have a proper Time for the Difcharge of your private Functions, it is convenient you fhould now be prorogued, and you are accordingly prorogued to the Third Thurſday *in December* next.

JOURNAL

of the

HOUSE OF BURGESSES

1758

November Seſſion

JOURNAL

of the

HOUSE OF BURGESSES

AT a General Aſſembly begun and held at the Capitol in WILLIAMSBURG on THURSDAY the 14th Day of SEPTEMBER in the XXXII Year of the Reign of our Sovereign Lord King GEORGE the ſecond and in the Year of our Lord 1758. And from thence continued by Prorogation to THURSDAY the 9th of NOVEMBER in the Year of our Lord 1758; And then held at the Capitol in WILLIAMSBURG being the ſecond Seſſion of this Aſſembly.

Thurſday, the 9th of November, 32 Geo. II. 1758.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes.*

The Governor commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up to attend the Governor.

And being returned, reported, That he, with the Houſe, had attended the Governor in the Council Chamber; and that his Honor was pleaſed to make a Speech to the Council and this Houſe, of which he had (to prevent Miſtakes) obtained a Copy, which he read to the Houſe, and afterwards delivered in at the Table, where it was again read, and is as follows.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

It was very far from my Intention, when we laſt parted, to call you together again ſo ſoon; but by a Letter I have received from Colonel Byrd, *I find our Forces will moſt probably be in Action before Fort* Du Queſne, *at the very time preſcribed for their Return into this Colony; I therefore thought it not only expedient, but neceſſary, to ſummon you on this Occaſion.*

The withdrawing our Regiments from the reſt of his Majeſty's Forces at a time when the Event of the Expedition (for which only, Part of them were raiſed) is at the Criſis, would be the greateſt Diſſervice to the common Cauſe, and at the ſame Time ſubject this Colony to all the Cenſure Diſappointment can invent for the Failure of the Expedition, if that ſhould be the fatal Conſequence of ſuch Meaſures.

But, when I reflect on the whole Tenor of your Conduct during the Courſe of the War, I feel the ſtrongeſt Conviction that I need not uſe theſe, or any other Arguments, to induce you to make ſuch Alterations, in the Diſpoſal of, and Proviſion for, the Regiments, as the preſent Circumſtances require: I am very ſenſible that one of our Regiments cannot be continued beyond the firſt of December, *without Breach of the public Faith, which I ſhall always deem too ſacred to be touched; but I have great Reaſon to hope that Honor will ſupply the Place of Law,*

Law, and that this Body of Virginians *will be influenced by the firſt, to do that voluntarily, which the laſt cannot compel them to.*

I have nothing to add, but to recommend to you the utmoſt Expedition; for if your Reſolves 2
are not known to the Army before the firſt of December, *all will be fruſtrated: And, in order to remove all Obſtacles which may occaſion Delay, I am deſirous (on my Part) to waive all Forms of Ceremony, which Cuſtom may have introduced in Relation to myſelf.*

Mr *Speaker* alſo reported, that the Governor had delivered to him a Letter of the 22d of *October* laſt, from General *Forbes*, alſo a Letter from Colonel *Byrd*, of the 21ſt of *October*, which he had deſired him to lay before this Houſe; and he accordingly delivered them in at the Table, where they were read, and ordered to lye on the Table.

Upon a *Motion* made,

Reſolved, That this Houſe will reſolve itſelf into a Committee, to conſider of the Governor's Speech immediately.

Ordered, That the Letters from General *Forbes* and Colonel *Byrd* be referred to the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee upon the ſaid Speech and Letters, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Attorney* reported, that the Committee had had the ſaid Speech and Letters under their Conſideration, and gone through the ſame, and had come to a Reſolution thereupon, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered it in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows.

Reſolved, That the Act intituled, *An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned*, ought to be amended.

Ordered, That Mr *Attorney*, Mr *Landon Carter*, Mr *Bland* and Mr *Maſon*, prepare and bring in a Bill, or Bills, purſuant to the ſaid Reſolution.

Ordered, That the Reverend Mr *William Yates* be continued Chaplain to this Houſe, and that he attend to read Prayers every Morning at Nine o'Clock.

Ordered, That the ſeveral Door Keepers be continued in their reſpective Offices, and that they give their Attendance accordingly.

The Houſe being informed, that Mr *William Ball*, a Burgeſs for the County of *Lancaſter*, was by the Grand Jury of Inqueſts, for the Body of this Colony, in *October* General Court laſt, preſented for uttering forged and counterfeit Treaſury Notes, knowing them to be ſo:

Reſolved, That the ſaid *William Ball* be expelled this Houſe, and that he be forever rendered incapable of ſitting or voting in this Houſe.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General Aſſembly, for the County of *Lancaſter*, in the Room of the ſaid *William Ball;* and that Mr *Charles Carter*, Jun. do wait on him with the ſame.

Upon a *Motion* made,

Ordered, That all ſuch Claims and Propoſitions as were referred from the laſt to this Seſſion of Aſſembly, and alſo all ſuch Claims and Propoſitions as ſhall be certified to this Seſſion of Aſſembly, be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Attorney*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To Amend an Act, intituled, *An Act for the Defence of the Frontiers of the* 3
Colony, and for other Purpoſes therein mentioned, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

And then the Houſe adjourned till To-morrow Morning Ten o'Clock.

Friday.

Friday, the 10th of November, 32 Geo. II. 1758.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

A *Bill*, To amend an Act, intituled, *An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned*, was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third Time.

Upon the *Petition* of *Thomas Penman*, Keeper of the Public Goal, praying the Continuance of his former Salary.

Reſolved, That the additional Sum of £ 15 be paid to the ſaid *Thomas Penman*, over and above his uſual Salary of £ 25 per Annum.

Reſolved, That 10 lbs. of Tobacco per Day be allowed the ſaid *Thomas Perman* for every criminal committed to the ſaid Goal, during ſuch Criminal's Impriſonment, from this Time to the End of the next Seſſion of Aſſembly.

Upon the *Petition* of *William Hunter*, Printer, praying the Continuance of his Salary.

Reſolved, That the Sum of £ 300 per Annum be allowed to the ſaid *William Hunter*, to continue to the End of the next Seſſion of Aſſembly, as a full Conſideration for printing the Journal of the Houſe of Burgeſſes, printing the Laws of each Seſſion, and ſending thirteen of them to every County Court Clerk, one of which to be half-bound for the Uſe of the Court, printing Inſpectors Notes and Books, Proclamations and other public Advertiſements.

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Waller* do carry it to the Council for their Concurrence.

An ingroſſed *Bill*, intituled, *An Act to amend an Act, intituled An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned*, was read a third Time, and the Queſtion being put that the ſaid Bill do paſs, the Houſe divided, Yeas go forth,

Yeas 44,
Noes 8.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Attorney* do carry up the ſaid Bill to the Council for their Concurrence.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act to amend an Act, intituled, An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned.

Alſo to the Reſolve *of this Houſe, for allowing* William Hunter, *Printer, the Sum of £ 300 per Annum, for the Services therein mentioned.*

And then the Houſe adjourned till To-morrow Morning Ten o'Clock.

Saturday, the 11th of November, 32 Geo. II. 1758.

ORDERED, That a Committee be appointed (to examine the inrolled Bill and Reſolve) of the following Perſons, *viz.* Mr *William Digges*, and Mr *Willis Ridick*.

Mr *Digges* reported, That the Committee appointed had, according to Order examined the inrolled Bill and Reſolve, and rectified ſuch Miſtakes as were found therein, and that they were truly inrolled.

Ordered, That Mr *Digges* do carry them up to the Council for their Inſpection.

Upon a *Motion* made,

Reſolved,

Reſolved, That the Speaker be directed (when the Houſe ſhall be commanded by the Governor to attend him with the inrolled Bill for his Aſſent) to return his Honor the Thanks of this Houſe for waving the Ceremony of an Addreſs due to him at the Opening of this Seſſion, for the Sake of Diſpatch, and to aſſure him we have done every Thing, as far as in our Power, to co-operate with his Honor's Ardency for the common Cauſe; and to deſire that his Honor will be pleaſed to ſignify to General *Forbes*, That the Expectation of Succeſs from his Conduct has been the ſole Motive of agreeing to poſtpone the March of the firſt Regiment to the Frontiers of this Colony.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have inſpected the inrolled Bill and Reſolve, and are ſatiſfied they are truly inrolled.

A *Meſſage* from the Governor by Mr *Walthoe*,

Mr *Speaker*,

The Governor commands the immediate Attendance of your Houſe in the Council Chamber, and that you bring with you ſuch Bills as are ready for his Aſſent.

Accordingly the Speaker, with the Houſe, accordingly went up, and his Honor was pleaſed to give his Aſſent to the *Act, intituled, *An Act to amend an Act, intituled, An Act for the Defence of the Frontiers of this Colony, and for other Purpoſes therein mentioned.*

Alſo to the Reſolve, For allowing William Hunter, Printer, £ 300 per Annum, for the Services therein mentioned.

And then his Honor was pleaſed to make the following proroguing Speech.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes.*

The Readineſs you have ſhewn to do all I recommend to you, the Diligence you have uſed in doing it, and the unuſual Step you have taken to demonſtrate your Reſpect to me, muſt ſtrongly affect a feeling Mind; and I do aſſure you, that theſe, and all other Acts of Affection which I have received from this Colony, have made ſuch an Impreſſion as will not eaſily be effaced, on a Heart already diſpoſed to make you happy. I will certainly inform the Commander in Chief of all you deſire in your Addreſs: And as I judge it will be agreeable to your Inclinations to be prorogued, you are accordingly prorogued to the third Thurſday *in* December *next.*

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*Hening, Vol. VII, pp. 251-253.

JOURNAL

of the

HOUSE OF BURGESSES

1759

February Seſſion

JOURNAL

of the

HOUSE OF BURGESSES

Thursday, the 22nd of February, 32 Geo. II. 1759.

1 A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes.*

The Governor commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up to attend the Governor.

And being returned, reported, That the Houſe had attended the Governor in the Council Chamber; and that the Governor was pleaſed to make a Speech to the Council and this Houſe, of which he had (to prevent Miſtakes) obtained a Copy, which he read to the Houſe, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes.

It gives me the greateſt Pleaſure that I can open this Seſſion of Aſſembly with my Congratulations to you on the happy Event of the Surrender of Fort Du Queſne *to his Majeſty's Forces, under the Command of Brigadier-General* Forbes; *An Event of the utmoſt Importance to this Colony, as it brings with it the Advantages of opening an Intercourſe of Friendſhip and Commerce with the Weſtern* Indian *Nations on the Banks of the* Ohio, *and puts his Majeſty in Poſſeſſion of a very extenſive, fine and fertile Tract of Country.*

It is a Duty we owe to his Majeſty, to ourſelves, and our Poſterity, that we ſhould uſe our beſt Endeavours, and take the ſtrongeſt Precaution to keep our Poſſeſſion of theſe Benefits uninterrupted. The Indians *are deſirous to embrace our Friendſhip, to obtain which they have made offers; but at the ſame Time have frankly told us, we are not to expect the Continuance of it any longer than we can preſerve the Country, and protect them from the Revenge of the now exaſperated* French: *And that we may effectually do this, it is neceſſary we ſhould drive theſe reſtleſs, ambitious, perfidious Neighbours from all their Settlements in theſe Parts, from which they can annoy and diſturb us. To this Purpoſe Major-General* Amherſt, *a Commander who has already proved himſelf a brave, prudent and careful*
2 *Officer, whom his Majeſty has been pleaſed to appoint to command his Troops in* North America (*a freſh Inſtance of his paternal Care of theſe Colonies*) *has wrote to me te deſire I would uſe my Intereſt with you, Gentlemen, that you would join his Majeſty's Forces with the ſame Number of Men which you paid laſt Year. Here I find myſelf at a Loſs. I well know the great Debt this Colony has contracted; I well know the Chearfulneſs with which you have undertaken every Thing recommended to you: The Firſt, deters me from uſing any Arguments; The Laſt, renders all needleſs, and I can only ſay, that by employing your Efforts this Year, it is probable we may, by following the repeated Blows already given, be able to drive the Enemy from our Frontiers, and ſo it may become the laſt of this burthenſome and expenſive War.*

I ſhould not do Juſtice to the brave Men who have hazarded their Lives in defence of their Country, and whoſe Conduct has done Honor to it, if I did not repreſent to you the naked Condition in which they are at preſent: Out of Commiſeration of their wretched State, I have ordered each of them a Coat to be made of Blanket, to protect them, in ſome Meaſure, from the Inclemencies and Hardſhips of a Winter Seaſon: This is all I thought proper to do, as they ſtand provided for till the Firſt of May *only; but if they are continued in Pay this will be far from ſufficient; they muſt be entirely new cloathed, it being now more than two Years ſince their laſt Cloathing. Whatever Reſolutions you may come to on this Head, the ſooner they are made known the better, that all may be ready by the uſual Time of Troops taking the Field.*

Gentlemen of the Houſe of Burgeſſes,

The Meaſures which I have recommended to your Conſideration, and poſſibly ſome others which may occur to yourſelves to be neceſſary for the Safety of the Colony, will create a large Expence; in the providing for which, I am confident, from the Experience I have already had of your tender Concern for the People, that you will have a due Attention to their Eaſe and Comfort; who, as they are the Strength of a Country, ought to be the principal Care of the Legiſlature.

Gentlemen of the Council, and of the Houſe of Burgeſſes,

From a Deſire to leſſen the Expences of the Country as much as poſſible, I have diſmiſſed and ordered Home all the Militia, and every other Body of Men, excepting the Regiment and the Four Companies of Rangers eſtabliſhed by Law. I have contracted for the Proviſions of all theſe on the cheapeſt Terms, both that the Men may be well ſupplied, and the Country freed from the Hardſhips attending an Impreſs. And for the Defence of the Frontiers I have diſpoſed the Troops according to the beſt Information I could get, to procure which I have neglected no Means in my Power; and I ſincerely hope the End intended will be fully and effectually anſwered, by my having ſtationed the whole Regiment, excepting the Detachment left in Fort Du Queſne *by Order of Brigadier-General* Forbes, *in the moſt proper and commodious Forts and Poſts in the ſeveral Counties of* Hampſhire, Frederick, *and* Auguſta; *and the Rangers in the Counties of* Bedford *and* Halifax.

I have informed you of every Thing which appears to me neceſſary for your preſent 3
Deliberation; and I hope a ſteady Unanimity will prevail in all your Counſels for the Intereſts and Support of this Colony, in the Proſperity of which I feel myſelf ſincerely and ſtrongly intereſted.

Reſolved, That an humble Addreſs be preſented to his Honor, to return him Thanks for his affectionate Speech: To expreſs the Pleaſure we receive from the late good Succeſs of his Majeſty's Arms, and to aſſure him that our Affection to his Majeſty, our Gratitude to his Honor, and our Regard to the true Intereſt of this Colony, will lead us to do every Thing in our Power that may tend to produce greater Glory to his Majeſty, and a ſafe and honorable Peace to his Dominions.

Ordered, That a Committee be appointed to draw up an Addreſs to the Governor, purſuant to the ſaid Reſolution; and it is referred to Mr *Attorney* and Mr *Landon Carter* to prepare and bring in the ſame.

Mr *Speaker* informed the Houſe, That the Governor had delivered him a Letter, of the eighteenth of *September* laſt, from Mr Secretary *Pitt;* alſo a Letter, of the thirteenth of *December*, from Major-General *Amherſt;* and deſired him to lay them before the Houſe.

And the ſaid *Letters* were read, and ordered to lie on the Table.

Reſolved, That this Houſe will take the Governor's Speech into Conſideration To-morrow.

Ordered, That the Reverend Mr *William Yates* be continued Chaplain to this Houſe and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered,

Ordered, That *William Francis*, *Thomas Broadrib*, *James Lavie*, and *James Yates*, be continued in their reſpective Offices of Door keepers to this Houſe; and that they give their Attendance accordingly.

A new *Member*, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

And then the Houſe adjourned till To-morrow Morning, Eleven o'Clock.

Friday, the 23rd of February, 32 Geo. II. 1759.

THE *Order* of the Day being read, for the Houſe to take the Governor's Speech into Conſideration.

Reſolved, That this Houſe will take the ſaid Speech into their Conſideration To-morrow.

Ordered, That a Committee of Privileges and Elections be appointed of the following Perſons, *viz.*

Mr. *Attorney*,

Mr *Charles Carter*,	Mr *Benjamin Waller*,
Mr *Bland*,	Mr *Randolph*,
Mr *Landon Carter*,	Mr *Page*,
Mr *William Digges*,	Mr *Dudley Digges*,
Mr *Harriſon*,	Mr *Nicholas*,
Mr *Whiting*,	Mr *Wythe*,

and Mr *Richard Henry Lee*.

And they are to meet and adjourn from Day to Day, and to examine, in the firſt Place, all Returns of Writs for electing Burgeſſes to ſerve in this preſent General Aſſembly, and to compare the ſame with the Form preſcribed by Law; and to take into their Conſideration all ſuch Matters as ſhall or may come in Queſtion touching Returns, Elections, and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the Houſe: And the ſaid Committee is to have Power to ſend for Perſons, Papers, and Records for their Information.

Ordered, That a Committee of Propoſitions and Grievances be appointed of the following Perſons, *viz.*

Mr *Charles Carter*,

Mr *Bland*,	Mr *Benjamin Waller*,
Mr *Attorney*,	Mr *Cary*,
Mr *Randolph*,	Mr *Harriſon*,
Mr *Landon Carter*,	Mr *Page*
Mr *William Digges*,	Mr *Dudley Digges*,
Mr *Bowler Cocke*,	Mr *Eppes*,
Mr *Wythe*,	Mr *Nicholas*,
Mr *Dandridge*,	Mr *Charles Carter*, of *Lancaſter*,
Mr *Lewis Burwell*,	Mr *Waſhington*,
Mr *Braxton*,	Mr *Allen*,

and Mr *Francis Lightfoot Lee*.

And they are to meet and adjourn from Day to Day, and to take into their Conſideration all Propoſitions and Grievances that ſhall come legally certified to this Aſſembly, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the Houſe: And all ſuch Propoſitions and Grievances are to be delivered to the Clerk of the Houſe, and by him to the ſaid Committee, of Courſe. And the ſaid Committee is to have Power to ſend for Perſons, Papers and Records for their Information.

Ordered,

Ordered, That a Committee of public Claims be appointed of the following Perſons, *viz.*

Mr *Bland*,

Mr *Harwood*,
Mr *Cave*,
Mr *Walker*,
Mr *Richard Lee*,
Mr *Ruffin*,
Mr *Waring*,
Mr *Wade*,
Mr *Wilſon*,
Mr *Richard Booker*,
Mr *William Thornton*,
Mr *Thomas Johnſton*,
Mr *Howard*,
Mr *Upſhaw*,
Mr *Simmons*,
and Mr *Hartwell Cocke*.

And they are to meet and adjourn from Day to Day, and to take into their Conſideration all public Claims which ſhall be preſented to the Houſe during this Seſſion, and to report their Proceedings, with their Opinions thereupon to the Houſe, when they have gone through the ſaid Claims: And all Perſons who have any Claims are to deliver them to the Clerk, and he is to deliver them to the ſaid Committee of Courſe; and they are to have Power to ſend for Perſons, Papers, and Records for their Information.

Ordered, That a Committee for Courts of Juſtice be appointed of the following Perſons, *viz.*

Mr *Landon Carter*,

Mr *John Tabb*,
Mr *Slaughter*,
Mr *Lewis*,
Mr *Wythe*,
Mr *Henry Lee*,
Mr *Gaines*,
and Mr *Legrand*.

And they are to meet and adjourn from Day to Day, and to take into their Conſideration all Matters relating to Courts of Juſtice, and ſuch other Matters as ſhall, from Time to Time, be referred to them, and report their Proceedings, with their Opinions thereupon, to the Houſe. And the ſaid Committee is to inſpect the Journals of the third and fourth Seſſions of the laſt General Aſſembly, and the firſt and ſecond Seſſions of this preſent General Aſſembly, and draw up a State of the Matters then depending and undetermined, and the Progreſs that was made therein, and report the ſame to the Houſe: That they do alſo examine what Laws have expired ſince the laſt Seſſion, and inſpect ſuch temporary Laws as will expire with the End of this Seſſion, or are near expiring, and report the ſame to the Houſe, with their Opinions which of them are fit to be revived and continued.

Ordered, That a Committee of Trade be appointed of the following Perſons, *viz.*

Mr *Harriſon*,

Mr *Joſeph Bridger*,
Mr *James Bridger*,
Mr *Kennon*,
Mr *Terry*,
Mr *Edmund Booker*,
Mr *Chriſtian*,
Mr *Hairſtone*,
Mr *Charles Carter*,
and Mr *Smith*.

And they are to meet and adjourn from Day to Day, and to take under their Conſideration all Things relating to the Trade of this Colony, and all Matters that ſhall be, from Time to Time, to them referred, and to report their Proceedings, with their Opinions thereupon, to the Houſe: and the ſaid Committee is to have Power to ſend for Perſons, Papers, and Records for their Information.

Reſolved, That Seven of the Committee of Privileges and Elections, Eleven of the Committee of Propoſitions and Grievances, and Five of any other Committee, be a ſufficient Number to make a Committee.

Ordered, That Mr *John Palmer* be continued Clerk to the Committee of Privileges and Elections and Propoſitions and Grievances: Mr *Miles Cary* Clerk to the Committee of

of Claims, and Mr *Thomas Everard* Clerk to the Committee for Courts of Juſtice; and that they give their Attendance accordingly.

A *Petition* of *George Davenport*, humbly praying that he may be appointed Clerk to the Committee of Trade, which Office is now vacant, was preſented to the Houſe and read, and thereupon,

Ordered, That the ſaid *George Davenport* be appointed Clerk to the ſaid Committee, and that he give his Attendance accordingly.

And then the Houſe adjourned till To-morrow Morning, Eleven o'Clock.

Saturday, the 24th of February, 32 Geo. II. 1759.

MR *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Petitions from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petitions from the Counties of *Fairfax*, *Goochland*, and *Suſſex*, praying that the Price of Tobacco may be ſettled, be rejected.

Reſolved, That the Petition from the County of *Auguſta*, praying that the Frontiers may be better guarded, be rejected.

Reſolved, That the Petition of *Margaret Boyd*, praying that a Ferry over *Dan* River, appointed by the Courts of *Lunenburg* and *Halifax*, may be eſtabliſhed by Law, is reaſonable.

Ordered, That a Bill be brought in purſuant to the laſt Reſolution; and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

Ordered, That Mr *Woodbridge* and Mr *Pendleton* be added to the Committee of Privileges and Elections, and Propoſitions and Grievances.

Mr *Thomas Walker*, a Member of this Houſe, having informed the Houſe, That his Conduct, as Contractor for Proviſions for the Forces in the Pay of this Colony, ſtationed in the County of *Auguſta*, had been cenſured, and praying that it might be publickly enquired into.

Ordered, That the Committee of Privileges and Elections do enquire into the ſame, and report their Opinion thereupon to the Houſe.

Mr *Landon Carter*, from the Committee for Courts of Juſtice, reported, That the Committee had, according to Order, inſpected the Journals of the third and fourth Seſſions of the laſt General Aſſembly; alſo the Journals of the firſt and ſecond Seſſion of this preſent General Aſſembly; and had prepared and drawn up a State of the Matters then depending and undetermined, and the Progreſs that was made therein, and had agreed upon a Report, which he read in his Place, and then delivered in at the Table, where the ſame was again read, and is as follows:

That it appears to this Committee, That a Petition of *William Tyler*, praying that a Ferry may be eſtabliſhed from his Land in *Weſtmoreland*, over *Potowmack*, to *Cedar Point* in *Maryland*, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of the Inhabitants of *Cople* and Parts adjacent, praying that the Warehouſes for Inſpection of Tobacco, on *Yeocomoco* River, may be fixed on the Land of *Daniel Tebbs;* and a Petition of ſundry Inhabitants of the County of *Northumberland*, living on the Branches of the ſaid River, in Oppoſition thereto, were referred to the Conſideration of the Committee of Propoſitions and Grievances to examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe: That the ſaid Committee reported, that they had had the ſame under their Conſideration, and reſolved, in which the Houſe agreed, that the further Conſideration of the ſaid Petition ought to be referred to the next Seſſion of Aſſembly.

That

That the ſeveral *Claims* of *Dominic Gougar*, *Alexander Walker*, *John Gordon*, and 7
Henry Hazard, for taking up Runaways, were preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

That upon a *Motion* made, it was ordered, That all ſuch Claims and Propoſitions as were referred from the laſt Aſſembly to the firſt Seſſion of this preſent General Aſſembly, and alſo all ſuch Claims and Propoſitions as ſhould be certified to the ſaid firſt Seſſion of Aſſembly (except ſuch as relate to the Militia drawn out into actual Service) be referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Inhabitants of the County of *Culpeper*, praying that a Town may be laid off and eſtabliſhed on the Land of *Robert Coleman*, in the ſaid County, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Inhabitants of that Part of the Pariſh of *Suffolk*, in the County of *Nanſemond*, called the Lower Pariſh, complaining of ſundry illegal Proceedings in the Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved.

Alſo a *Petition* of ſundry of the Veſtry and other Inhabitants of that Part of the ſaid Pariſh of *Suffolk*, formerly called *Chuckatuck*, in Oppoſition to the ſaid Petition, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Inhabitants, on the Branches of *Rappahannock* Creek, in the County of *Richmond*, in Oppoſition to a Petition to be preſented to the Houſe, for diſcontinuing a public Warehouſe for Inſpection of Tobacco at the Head of the ſaid Creek, called *Beckwith's* Warehouſe.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Antrim* in the County of *Halifax*, complaining of Neglect, Miſmanagement, and illegal Proceedings of the Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Inhabitants of the Pariſh of *Overwharton*, in the County of *Stafford*, complaining of divers oppreſſive and illegal Proceedings in the Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Henry Blagrave*, complaining of an undue Election and Return of Mr *Clement Read* and Mr *Matthew Marrable*, to ſerve as Burgeſſes in this preſent General Aſſembly for the County of *Lunenburg*.

Alſo a *Petition* of *William Mead*, complaining of an undue Election and Return of *Samuel Hairſtone* and *Zachariah Burnley*, to ſerve as Burgeſſes in this preſent General Aſſembly for the County of *Bedford*, were ſeverally preſented to the Houſe and read, and referred to the Committee of Privileges and Elections to examine into the Allegations of the ſaid Petitions, and report the ſame, with their Opinion thereupon, to the Houſe: That the ſaid Committee reported, they had had under their Conſideration the Petition of the ſaid *Henry Blagrave*, and had come to ſeveral Reſolutions which were read, and agreed to by the Houſe, as follow:

Reſolved, That the Petitioner and ſitting Members be at Liberty to examine Wit- 8
neſſes before *Daniel Claiborne*, *Richard Witton*, *Thomas Tabb*, and *Joſeph Williams*, of the County of *Lunenburg*, Gentlemen, or any three of them, touching any Treats or Entertainments given by the ſitting Members or their Agents to the Freeholders of the ſaid County, after the Writ for electing Burgeſſes for the ſaid County was iſſued, and touching any riotous or illegal Proceedings at the Time of the Election.

That the *Petitioner* and Mr *Marrable* be at Liberty to examine Witneſſes before the ſame Perſons touching the ſaid Mr *Marrable's* engaging by Writing under his Hand to do ſomething extraordinary for the Freeholders of the upper Settlement in the ſaid County, or to forfeit a large Sum of Money in Order to gain their Votes.

That

That the *Petitioner* do give to the ſitting Members, reſpectively, or their Agents, ten Days Notice of the Time and Place he intends to examine his Witneſſes, and that he then give them Notice of the Nature of any riotous or illegal Practices of the ſitting Members or others, concerning which he intends to examine Witneſſes before the ſaid Commiſſioners; and in Caſe the ſitting Members, or either of them, ſhall examine any Witneſſes, that they do give the Petitioners the like Notice of the Time and Place of ſuch Examination; and that the ſaid Commiſſioners do return all the Depoſitions to the next Seſſion of Aſſembly.

And the ſaid *Committee* alſo reported, That they had had under their Conſideration the Petition of the ſaid *William Mead*, and had come to ſeveral Reſolutions, which were read and agreed to by the Houſe, as follow:

Reſolved, That the Petitioner and Mr *Burnley* be at Liberty to examine Witneſſes before *Robert Barber*, *Benjamin Howard*, and *John Phelps*, of the County of *Bedford*, and *William Megginſon*, of the County of *Albemarle*, Gentlemen, or any three of them, touching any Treats or Entertainments given by Mr *Burnley*, or his Agents, to the Freeholders of the ſaid County of *Bedford*, after the Writ for electing Burgeſſes for the County was iſſued.

That the *Petitioner* and Mr *Hairſtone* be at Liberty to examine Witneſſes before the ſame Perſons, touching Mr *Hairſtone's* diſcharging one *Patrick Napier*, a Vagrant, drafted purſuant to an Act of Aſſembly, made in the twenty-ninth Year of his preſent Majeſty's Reign, intituled, *An Act for granting an Aid to his Majeſty, for the better Protection of this Colony, and for other Purpoſes therein mentioned.*

That the *Petitioner* and ſitting Members be at Liberty to examine Witneſſes before the ſame Perſons, touching any Irregularities or illegal Practices or Proceedings uſed in taking the Poll at the ſaid Election.

That the *Petitioner* do give to the ſitting Members, reſpectively, ten Days Notice of the Time and Place he intends to examine Witneſſes touching the ſaid Election, and that he do then give them Notice of the Nature of the Irregularities and illegal Practices or Proceedings uſed in taking the Poll at the ſaid Election, concerning which he intends to examine Witneſſes before the ſaid Commiſſioners; and in Caſe the ſitting Members ſhall examine any Witneſſes, that they do give the Petitioner the like Notice of the Time and Place of ſuch Examination; and that the ſaid Commiſſioners do return all the Depoſitions to the next Seſſion of Aſſembly.

It likewiſe appears to this *Committee* that a Petition of *Benjamin Grymes*, Gentleman, praying that an Act may paſs for eſtabliſhing a Ferry from a public Quay Lot in the Town of *Frederickſburg*, to the Land of Mr *Anthony Strother*, in the County of *King George*.

Alſo a *Petition* of the Directors and Truſtees of the ſaid Town, in Oppoſition to the ſaid Petition.

Alſo a *Petition* of *James Hunter*, Son and Heir of *William Hunter*, late of the ſaid Town, deceaſed, in Oppoſition to the Petition of the ſaid *Benjamin Grymes*.

Alſo a *Petition* of ſundry Inhabitants of the Counties of *Dinwiddie* and *Cheſterfield*, ſetting forth, that by an Act paſſed in the twenty-fifth Year of his preſent Majeſty's Reign, Truſtees were appointed to receive Subſcriptions for building a Bridge over *Appomattox* River, which was accordingly built; and that by the ſame Act it was declared that the ſaid Bridge ſhould be maintained no longer than it could be done by Subſcription, and that the Juſtices of neither of the ſaid Counties ſhould be obliged at any Time afterwards to build a Bridge over the ſaid River at that Place, at the Charge of their Counties, and praying that ſo much of the ſaid Act as relates to the maintaining the ſaid Bridge no longer than it can be done by Subſcription, may be repealed.

Alſo a *Petition* of ſundry Inhabitants of the Town of *Peterſburg*, and Counties of *Dinwiddie* and *Cheſterfield*, in Oppoſition thereto.

Alſo

Alſo a *Petition* of ſundry Inhabitants of *Elizabeth City* County, in Behalf of the Poor of the ſaid County, complaining of ſundry illegal Proceedings of the Truſtees of *Eaton's* Charity School in the ſaid County.

Alſo a *Petition* of ſundry Inhabitants on both Sides of *Roanoke* River, in the County of *Lunenburg*, praying that a Ferry may be eſtabliſhed from the land of *Francis Wagſtaff* on the one Side, to the Land of *Richard Palmer* on the other.

Alſo a *Petition* of *William Royſter*, praying that a Ferry may be eſtabliſhed from the Land of the Honorable *William Byrd* Eſq; on the North Side of *Roanoke* River, to his Land on the South Side.

Alſo a *Petition* of *Nathaniel Terry*, praying that a Ferry may be eſtabliſhed from his Land, on the North Side of *Dan* River, in the County of *Halifax*, to the Land of *William Fuqua*, on the South Side thereof.

Alſo a *Petition* of *William Roberts*, praying that a Ferry may be eſtabliſhed from the Land of *James Cocke*, deceaſed, on the South Side of the River *Staunton*, in the County of *Halifax*, to the Land of *Richard Banks*, on the North Side thereof.

Alſo a *Petition* of *Margaret Boyd*, praying that a Ferry may be eſtabliſhed from her Land, on the South Side of *Dan* River, in the County of *Halifax*, to her own Land on the North Side of the ſaid River, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Joſeph Starling*, ſetting forth, That in the Year 1756, being Under-Sheriff and Collector of the public Levy in *King* and *Queen* County, there remained a Depoſitum in his Hands of four Thouſand five Hundred twenty-one and an Half Pounds of Tobacco to be by him accounted for at the laying of the next public Levy, which Tobacco he delivered to the reſpective Inſpectors, and received from them the current Price of Tranſfer Tobacco that Year, amounting to £28. 2s. 4d. That at the laſt public Levy the aforementioned Depoſitum was levied of the Sheriff in Tobacco, and the Petitioner, not having the Tobacco in his Hands, was obliged to anſwer for the ſame, at the Rate of twenty-one Shillings and Six pence per Hundred, by which he became a Loſer of £20. 9s. 8d. and praying to be reimburſed for the ſaid Loſs.

Alſo a *Petition* of ſundry Perſons, Inhabitants on the Rivers *Mattapony* and *Pamunkey*, praying that they may be at Liberty to ſet Hedges for catching Fiſh in the ſaid Rivers, for their Support in theſe neceſſitous Times.

Alſo a *Petition* of ſundry Inhabitants of the ſeveral Counties of *Stafford*, *King George*, and *Spotſylvania* praying that the Act of Aſſembly, intituled, *An Act for the eſtabliſhing County Courts, and regulating and ſettling the Proceedings therein*, for ſo much thereof as relates to the taxing an Attorney's Fee on Judgments for ſmall Debts, recovered by Petition, may be amended, and that the ſaid Fee may be allowed in all ſuch Judgments, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Inhabitants of the County of *Prince William*, praying that the ſaid County may be divided, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Inhabitants of the County of *Orange*, ſetting forth, That they were formerly well ſupplied with Fiſh in the River *Rapidan* in that County, which Benefit is now taken from them by a Mill lately erected by Mr *John Willis* over the ſaid River, and praying that the ſaid Mill may be ſuppreſſed.

Alſo a *Petition* of *Bernard Moore*, complaining of an undue Election and Return of *Peter Robinſon* and Mr *Harry Gaines*, to ſerve as Burgeſſes in this preſent General Aſſembly for the County of *King William*.

Alſo a *Petition* of *John Langhorn* ſetting forth, That in the Year 1756 he was Sheriff of *Warwick* County, when a Depoſitum of 2060 lbs. of Tobacco remained in his Hands, at the laying of the County Levy, due to the County, for which he was obliged to receive Caſh, at the Rate of two Pence a Pound, ſince which the ſaid Quantity of Tobacco is levied

levied on him, though the Price was advanced to twenty-five Shillings per Hundred, and praying to be allowed the Difference, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Aſſembly.

That a *Petition* of ſundry Inhabitants of that Part of *Albemarle* County that lies in *Frederickſville* Pariſh, in Oppoſition to a Petition to be preſented to this Aſſembly, for reuniting them to the Pariſh of *Saint Anne*.

Alſo a *Petition* of the Inhabitants of *Halifax* County, ſetting forth, That the Law now in Force concerning Strays is very deficient, particularly for Want of a Regiſter of Advertiſements of Strays, and praying that an Act may paſs to direct the appointing of a Perſon in every County to keep a Regiſter of Advertiſements of Strays, and that every Perſon taking up a Stray may be obliged to have the ſame entered in ſuch Regiſter, with a particular Deſcription of ſuch Stray, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of Mr *John Bell*, complaining of an undue Election and Return of Mr *Henry Peyton*, to ſerve as a Burgeſs in this preſent General Aſſembly for the County of *Prince William*, was preſented to the Houſe and read, and referred to the Committee of Privileges and Elections to examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe: That the ſaid Committee reported, They had had the ſame under their Conſideration, and had come to ſeveral Reſolutions, which were read and agreed to by the Houſe, as follow:

Reſolved, That the Perſons who voted at the ſaid Election, whoſe Freeholds are queſtioned, either by the Petitioner or ſitting Member, be examined before *Fouſhee Tebbs*, *John Baylis*, and *Houſon Hooe*, Gentlemen, and *James Scott*, Clerk, or any three of them, whether they be Freeholders or not, except ſuch of them as did ſwear to their Freeholds at the ſaid Election. That the Petitioner and ſitting Member be at Liberty to examine Witneſſes before the ſame Perſons, as to the Freeholds of any Perſon who voted at the ſaid Election, although ſuch Perſons ſwore to their Freeholds at ſuch Election, or ſhall ſwear to the ſame at ſuch Examination; and that they be at Liberty to examine how long ſuch Voters have been in Poſſeſſion of and paid Quit-Rents for the Lands and Tenements in Right of which they voted at the ſaid Election.

That the *Petitioner* do give to the ſitting Member, or his Agents, ten Days Notice of the Time and Place he intends to examine Witneſſes touching the ſaid Election, and that he do at the ſame Time deliver to the ſitting Member, or his Agents, a Liſt of the Perſons intended to be by him objected to, who voted for the ſitting Member, giving in the ſaid Liſt the ſeveral Heads of Objection, diſtinguiſhing the ſame againſt the Names of the Voters excepted to: That the ſitting Member do give to the Petitioner the like Notice and Liſt; and that the ſaid Commiſſioners do return the Depoſitions by them taken to the next Seſſion of Aſſembly.

It alſo appears to this *Committee* that a Petition of *Thompſon Swan*, ſetting forth, That in the Month of *October*, 1757, in travelling he happened to meet with a Deſerter, whom he thought it his Duty to apprehend, and in order to intimidate him and make him ſurrender, he preſented a Piſtol at him, but that the Deſerter ſeized him, and in the Struggle the Piſtol was diſcharged, and ſhot the Deſerter in the Thigh: That the Petitioner then put him under the Care of a Surgeon, and was at the Expenſe of ten Pounds fifteen Shillings in his Cure, and praying to be reimburſed the ſaid Sum by the public, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That the ſeveral *Claims* of *William Robins*, *David Via*, *William Price*, *David Smith*, *William Robertſon*, *Stephen Garrett*, *John Brown*, *John Smith*, *John Vaughan*, *Paces Turner* Aſſignee of *Joſeph Godwin*, *Thomas Barbour*, *Tillman Weaver* Aſſignee of *Jacob Weaver*, *Valentine Bethell*, *George Neavill*, *Samuel Bouſh*, *James Thrailkeld*, *William Jett*, *Francis Thornton*, *Richard Poyne*, *William Johnſton*, *John Jones* Aſſignee of *James Herndon*, *John Tankerſley*, *Hays Whitloe*, *William Rayborn*, *Mitchell Baughan*, *Elizabeth Gray*,

Gray, Thomas Attwell. Jeconias Randal, James Mullin, William Barkſdale Aſſignee of *John Burnett, William Johnſton, Richard Vernon, William Aſhford, Robert Jones, Samuel Bland, Samuel Puryear, James Gray, Garrett Ridley, John Puryear, John Palmer, Lewis* 12
Smith, John Street Jun. *Benjamin Cocke, Thomas Wall* Aſſignee of *Joſeph Baylis, Richard Neale, William Dunn, Francis Kirkley, Andrew Hutchinſon, John Sandige, Abraham Eſtes, Hugh Sanders, Thomas Brocks, Joſeph Jeffrys, Robert Coleman, Edward Herndon, Henry Gatewood, Alexander Spence Head*, and *Lawrence Young*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

That the *Claims* of *Martin Hardin*, for 172 lbs. of Tobacco levied on him by the laſt public Levy, in the County of *Prince William*, for a Runaway taken up and ſaid to belong to him by Miſtake; alſo the ſeveral Claims of *Robert Henning, John Strother, William Johnſton, James Crain, Samuel Rice, John Row*, and *William Bell*, for taking up Deſerters from the *Virginia* Regiment; alſo the Claim of *William Maclin*, for Ferriage of Tributary *Indians*, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

That upon a *Motion* made, it was ordered, That all ſuch Claims and Propoſitions as were referred from the firſt to the ſecond Seſſion of this preſent General Aſſembly, and all ſuch Claims and Propoſitions as ſhould be certified to the ſaid ſecond Seſſion of Aſſembly, be referred to the Conſideration of the next Seſſion of Aſſembly.

Ordered, That the ſeveral Petitions mentioned in the ſaid Report, complaining of undue Elections and returns of Burgeſſes to ſerve in the General Aſſembly, and all other Matters therein mentioned relating to Privileges and Elections, be referred to the Committee of Privileges and Elections: That all public Claims, referred from the ſeveral Seſſions of Aſſembly, in the ſaid Report expreſſed, to the Conſideration of this Seſſion of Aſſembly, and alſo the ſeveral Petitions of *Joſeph Starling, John Langhorn*, and *Thompſon Swann* therein ſet forth, be referred to the Committee of Claims: And that all Propoſitions, therein alſo mentioned, referred to the Conſideration of this Seſſion of Aſſembly, be referred to the Committee of Propoſitions and Grievances.

Several *Claims* of *Nathaniel Crawley, George Camp*, and *Robert Crawley*, for Maintenance of our friendly *Indians*, during their Stay in *Williamſburg*, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the Committee of Claims.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill, To explain an Act, intituled, *An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money, for the enſuing Year*; and it is referred to Mr *Pendleton* and Mr *Henry Lee* to prepare and bring in the ſame.

A *Petition* of *George Broffield*, ſetting forth, That his Negroe Slave *Sampſon* was lately committed to the Goal of *Amelia* County on Suſpicion of Murder, where he died before the Day appointed for his Trial; but was valued by the Juſtices, who examined into his Fact to £90, at the Time of his Committment; and praying to be allowed for the ſaid Slave, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee 13
of Claims.

The *Order* of the Day being read, for the Houſe to take into their Conſideration the Governor's Speech,

Reſolved, That this Houſe will take the ſaid Speech into Conſideration on *Monday* next.

Mr *Landon Carter* reported, That the Committee appointed had, according to Order, prepared an Addreſs to the Governor, which he read in his Place, and afterwards delivered

delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, and is as follows:

Sir,

We his Majeſty's moſt dutiful Subjects, the Burgeſſes of Virginia, *beg Leave to return your Honor our ſincere Thanks for your kind Speech, at the Opening of this Seſſion.*

The Recovery of Fort Du Queſne, *as it has been the conſtant Object of our Wiſhes, muſt neceſſarily give a Pleaſure equal to the ſeveral Advantages that will ariſe from it to this and the reſt of the* Britiſh *Colonies.*

We are ſenſible of the Concern that your Honor muſt feel in recommending a Matter that will increaſe the great Debt already contracted, on Account of the War; and we flatter ourſelves, if in any Inſtance we fall ſhort of Major-General Amherſt's *Expectations, it will not be imputed to a Want of Duty and Affection to his Majeſty, Gratitude to your Honor for that tender Regard you have hitherto ſhewn for our Proſperity, or a ſtrict Attachment to the true Intereſt of thoſe we repreſent, but to our Poverty alone, which has often obſtructed many a noble and honeſt Intention.*

Ordered, That the ſaid Addreſs be fairly tranſcribed and preſented by the whole Houſe.

Ordered, That the Commitee who prepared the ſame wait on the Governor to know his Pleaſure when they ſhall attend his Honor to preſent it.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 26th of February, 32 Geo. II. 1759.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Mr *Landon Carter*, from the Committee for Courts of Juſtice, reported, That the Committee had, according to Order, examined what Laws have expired ſince the laſt Seſſion of Aſſembly, and inſpected ſuch temporary Laws as will expire at or ſoon after this Seſſion of Aſſembly, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read and agreed to by the Houſe, as follows:

Reſolved, That the Act of Aſſembly, made in the twenty-ſeventh Year of his preſent Majeſty's Reign, intituled, *An Act for continuing the Act, intituled, An Act for reviving the Duty upon Slaves, for a Term therein mentioned, which will expire on the twentieth Day of* April, *1760*, ought to be further continued.

Reſolved, That the Act of Aſſembly, made in the twenty-eighth Year of his preſent Majeſty's Reign, intituled, *An Act for continuing ſo much of the Act of Aſſembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the* Miſſiſſippi *as relates to the raiſing and impoſing, collecting and paying the Duties therein mentioned*, which will expire on the fourteenth Day of *February*, 1760, ought to be further continued, with Amendments.

Reſolved, That the Act of Aſſembly, made in the thirtieth Year of his preſent Majeſty's Reign, intituled, *An Act for the better regulating and diſciplining the Militia*, which will expire on the eighth Day of *June*, 1760, ought to be continued.

Reſolved, That the Act of Aſſembly, made in the thirtieth Year of his preſent Majeſty's Reign, intituled, *An Act for further continuing certain Acts of Aſſembly, therein mentioned, which will expire on the 10th Day of June, 1761*, ought to be further continued, with Amendments.

Reſolved,

Reſolved, That the Act of Aſſembly, made in the thirtieth Year of his preſent Majeſty's Reign, intituled, *An Act for continuing the Act, intituled, An Act for laying an additional Duty on Rum and other diſtilled Spirits, not being of the Produce of his Majeſty's Sugar Iſlands*, which will expire on the firſt Day of *Auguſt*, 1761, ought to be further continued.

Reſolved, That the Act of Aſſembly, made in the thirty-ſecond Year of his preſent Majeſty's Reign, intituled, *An Act for continuing an Act, intituled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act*, which will expire on the eighth Day of *June* 1760, ought to be further continued.

Reſolved, That the Act of Aſſembly, made in the thirty-ſecond Year of his preſent Majeſty's Reign, intituled, *An Act for further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers fees, and for other Purpoſes therein mentioned* which will expire on the twelfth Day of *April*, 1760, ought to be further continued, with Amendments.

Ordered, That a Bill or Bills be brought in purſuant to the firſt, ſecond, fourth and fifth Reſolutions, and it is referred to the Committee of Trade to prepare and bring in the ſame.

Ordered, That a Bill or Bills be brought in purſuant to the third, ſixth, and ſeventh Reſolutions, and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

A *Petition* of *Croſby Eger*, ſetting forth, That he was taken Priſoner by the Enemy in General *Braddock's* Engagement, where he received ſeveral Wounds, and was removed from Fort to Fort till he arrived at *Quebec*, from whence, after a tedious Impriſonment, he was ſent to *Plymouth*, and there remained two Months in the Hoſpital, in an ill State of Health. That on his Return from thence to *Boſton*, he was again taken Priſoner by a *French* Privateer, and carried to *Bourdeaux*, where he remained six Months, and is but late returned to this country, being now entirely deſtitute, and rendered incapable of providing for himſelf and Family, and praying the Conſideration of this Houſe.

Alſo a *Petition* of *William Shaw*, ſetting forth, That in the Month of *November*, 1756, he was taken Priſoner on the Frontiers of this Colony, and carried to Fort *Du Queſne*, where he was tortured in the moſt cruel and barbarous Manner, his Toes being cut off one by one, and Day after Day, by Order of the *French* Commandant. From thence, after a long Impriſonment, and the moſt inhuman Treatment, he was ſent to *Quebec*, and from thence he at length arrived in *England:* That he is lately returned here, in a helpleſs Situation, unable to procure his Livelihood, and praying the Conſideration of this Houſe, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Claim* of *Aſhton Lambkin*, for taking up a Deſerter therein mentioned.

Alſo a *Claim* of *Richard Murry* for the ſame Service.

Alſo a *Claim* of *William Pierce*, for taking up a Runaway therein mentioned.

Alſo a *Claim* of *Joſeph Cabbell*, for the ſame Service.

Alſo a *Claim* of *Joſeph Perkins*, for the ſame Service.

Alſo a *Claim* of *James Dillard*, for the ſame Service.

Alſo a *Claim* of *William Cabbell*, for the ſame Service, were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

Upon a *Motion* made,

Reſolved, *Nemine contradicente*,

That the Thanks of this Houſe be given to *George Waſhington*, Eſq; a Member of this Houſe, late Colonel of the firſt *Virginia* Regiment, for his faithful Services to his Majeſty,

Majeſty, and this Colony, and for his brave and ſteady Behaviour, from the firſt Encroachments and Hoſtilities of the *French* and their *Indians*, to his Reſignation, after the happy Reduction of Fort *Du Queſne:* And accordingly Mr *Speaker*, from the Chair, returned him (he ſtanding in his Place) the Thanks of the Houſe.

The *Order* of the Day being read for the Houſe to take the Governor's Speech into Conſideration.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Speech.

Ordered, That the ſeveral Letters laid before the Houſe by Deſire of his Honor the Governor, on *Thurſday* laſt, be referred to the Conſideration of the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee upon the ſaid Speech and Letters, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſame under their Conſideration, and had come to a Reſolution thereupon, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered it in at the Table, where it was again twice read and agreed to by the Houſe, as follows:

16 *Reſolved*, That the Regiment now in the Pay of this Colony be compleated to one Thouſand Men; and continued in the Service till the firſt Day of *December* next.

Mr *Carter* alſo informed the Houſe, That the Committee not having Time to go through the Governor's Speech, had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Speech To-morrow.

Upon a *Motion* made,

Ordered, That an humble Addreſs be made to the Governor to deſire his Honor will be pleaſed to order the Letters that have mutually paſſed between General *Forbes* and himſelf, in Relation to the detaining our Forces at Fort *Du Queſne* longer than the Time appointed by Law, to be laid before the Houſe; and that Mr *Charles Carter* do wait on him with the ſaid Addreſs.

Ordered, That Mr *Baylor* be added to the Committee of Privileges and Elections and Propoſitions and Grievances; Mr *Martin*, Mr *Robinſon*, Mr *Read*, Mr *Bolling*, Mr *Charles Carter*, Jun. of *King George*, Mr *Syme*, and Mr *Kennon*, to the Committee of Propoſitions and Grievances, Mr *Read*, Mr *Spencer Ball*, Mr *Edmund Allen*, Mr *Kendal*, Mr *Bolling*, Mr *Goodrich*, and Mr *Price* to the Committee of Claims; Mr *Read*, Mr *George Johnſton*, Mr *Cabbell*, Mr *Slaughter*, Mr *Wager*, Mr *Clayborne*, Mr *David Maſon*, Mr *Heale*, and Mr *Edmunds*, to the Committee for Courts of Juſtice; and Mr *Tatem* to the Committee of Trade.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 27th of February, 32 Geo. II. 1759.

UPON a *Motion* made,

Ordered, That Mr *Bernard Moore* have Leave to withdraw his Petition complaining of an undue Election and Return of Mr *Peter Robinſon* and Mr *Harry Gaines*, to ſerve as Burgeſſes in this preſent General Aſſembly, for the County of *King William;* and that the Committee of Privileges and Elections be diſcharged from proceeding any further on the ſaid Petition.

Mr *Charles Carter* reported, That he had, according to Order, waited on the Governor with the Addreſs of this Houſe, Yeſterday agreed upon, and that his Honor was pleaſed to ſay, he would order Copies of the Letters therein mentioned to be laid before the Houſe as ſoon as they could be prepared.

Several *Claims* of *Richard Hancock*, *Charles Burrus*, *Henry Slaughter*, *Thomas Wright*, *Henry Cobbit*, *Weſt Gregory*, *John Griffin*, *William Miller*, *John Vice*, *Joſeph Nicholas*, *Luke Covington*, *Francis Thorp*, *Thomas Gouldman*, *Samuel Davis*, *James Banks*,

Banks, and *Nicholas Gentry*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

Mr *Pendleton*, from the Committee appointed, preſented to the Houſe, according to 17
Order, a Bill, To explain an Act, intituled, *An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money, for the enſuing Year;* and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of the Inhabitants of the Town of *Frederickſburg*, ſetting forth, That there are ſeveral Lots laid out adjoining the ſaid Town, moſt of which are already built upon and improved, and that the ſaid Town is daily increaſing in Inhabitants, and praying that an Act may paſs for enlarging the ſaid Town, by adding the aforeſaid Lots thereto, was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Nicholas*, Mr *Wythe*, Mr *Bland*, and Mr *Lewis*, to prepare and bring in the ſame.

A *Petition* of the Freeholders and Inhabitants of the Town of *Frederickſburg*, in Oppoſition to a Petition of Mr *Benjamin Grymes* preſented to the Houſe the firſt Seſſion of this Aſſembly, praying that an Act might paſs for eſtabliſhing a Ferry from a public Quay Lot in the ſaid Town, to the Land of *Anthony Strother*, in the County of *King George*.

Alſo a *Petition* of ſundry Inhabitants of the County of *Spotſylvania*, ſetting forth, That the Court-houſe of the ſaid County, as it is now ſituated in the Town of *Frederickſburg*, is very inconvenient to many of the Inhabitants of that County, the ſaid Town ſtanding near one End of the County, and praying that an Act may paſs to remove the ſaid Court-houſe nearer the Centre of the County.

Alſo a *Petition* of ſundry Inhabitants of that Part of *Albemarle* County, that lies in *Frederickſville* Pariſh, in Oppoſition to a Petition of the Inhabitants of *Saint Anne's* Pariſh, to be preſented to this Houſe for reuniting that Part of the ſaid Pariſh of *Frederickſville* to the ſaid Pariſh of *Saint Anne*, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Propoſitions and Grievances; That they do examine into the ſeveral Matters thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration the Petitions of *William Shaw* and *Croſby Eger*, to them referred, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Allegations of the ſaid Petitions are true; and that the ſaid *William Shaw* ought to be allowed the Sum of £60, and the ſaid *Croſby Eger* the Sum of £15, as a Recompenſe for their Wounds received and Hardſhips ſuffered in the Service of the Colony.

Ordered, That it be an Inſtruction to the ſaid Committee to make Allowances to the ſaid *Shaw* and *Eger* in the Book of Claims, purſuant to the ſaid Reſolution.

A *Petition* of *William Braffit*, ſetting forth, That he was lately a Soldier in Captain *Stewart's* Company, in the *Virginia* Regiment, and being ordered out in purſuit of ſome 18
Deſerters, came up with them in the Night, and from them received a Wound which occaſioned the Loſs of one of his Legs, after which he was diſcharged from the ſaid Regiment as unfit for Service, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Upon

Upon a *Motion* made,

Ordered, That the Committee of Propoſitions and Grievances be diſcharged from proceeding any further on the Act *For further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned;* and it is referred to the Committee for Courts of Juſtice to prepare and bring in a Bill or Bills for further continuing and amending the ſaid Act.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Petitions from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *William Tyler*, to eſtabliſh a Ferry from his Land, in the County of *Weſtmoreland*, over *Potomack* River, to *Cedar Point*, in *Maryland*, is reaſonable.

Reſolved, That the Petition from the County of *Halifax*, praying that the Law concerning Strays may be amended, is reaſonable.

Reſolved, That the Petition of the Ordinary keepers in the Town of *York*, praying that they may be allowed to give Credit to ſeafaring Men and Travellers for more than Twenty Shillings in one Year, is reaſonable.

Reſolved, That the Petition from the Counties of *King George*, *Stafford*, and *Spotſylvania*, praying that a Lawyer's Fee may be taxed in all Caſes brought by Petition in the County Courts, be rejected.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, to whom it is referred, to bring in a Bill For eſtabliſhing a Ferry over *Staunton* River, in the County of *Halifax;* That they receive a Clauſe or Clauſes purſuant to the firſt Reſolution.

Ordered, That a Bill or Bills be brought in purſuant to the ſecond Reſolution; and it is referred to the Committees of Propoſitions and Grievances to prepare and bring in the ſame.

Ordered, That a Bill or Bills be brought in purſuant to the third Reſolution; and it is referred to the Members for *York* County to prepare and bring in the ſame.

Ordered, That it be an Inſtruction to the ſaid Committee to receive a Clauſe or Clauſes for allowing the like Liberty to the Ordinary keepers in all Towns in this Colony, eſtabliſhed by Law.

Ordered, That Mr *George Johnſton* be added to the Committee of Propoſitions and Grievances, and Mr *Travis* to the Committees of Propoſitions and Grievances and Trade.

19 The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee to take into their further Conſideration the Governor's Speech, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Speech under their further Conſideration, and gone through the ſame; and that they had come to two Reſolutions thereupon, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That a Sum, not exceeding £26,298. 17. 8, be raiſed for the Clothing, Subſiſting, Proviſion, and Recruiting of the Regiment in the Service of this Colony, until the firſt Day of *December* next.

Reſolved, That the four Companies of Rangers now in the Service of this Colony, be immediately diſbanded.

Upon a *Motion* made,

Reſolved, That this Houſe will reſolve itſelf into a Committee, to conſider of Ways and Means for raiſing the Sum of £26,298. 17. 8, purſuant to the ſaid Reſolution of the Committee, as agreed to by the Houſe, To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, the 28th of February, 32 Geo. II. 1759.

THE Houſe being informed, That Mr *Allen Howard*, a Member of this Houſe did, in a Letter to one of his Conſtituents, write, and likewiſe in a public Company, ſpeak the following Words, *viz.* "The laſt Aſſembly agreed to give the Commiſſioners for ſettling the Militia Accounts, and Damages done by the *Indians*, £40 per Day each; and that is the Way the Aſſembly ſquanders the Country's Money."

Ordered, That the ſaid Information be referred to the Committee of Privileges and Elections; That they do examine into the Matter thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

Ordered, That Mr *Preſley Thornton* be added to the Committees of Privileges and Elections, and Propoſitions and Grievances; Mr *Aitchiſon* to the Committee of Trade; Mr *Jones* to the Committee of Claims and Courts of Juſtice; Mr *Peyton* and Mr *Hambleton* to the Committee of Claims; and Mr *Richard Henry Lee* to the Committee of Propoſitions and Grievances.

Mr *Harriſon*, from the Committee of Trade, preſented to the Houſe, according to Order, a Bill, For further continuing the Act, intituled, *An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for a Term therein mentioned.*

Alſo a *Bill*, For further continuing an Act, intituled, *An Act for laying an additional Duty on Rum, and other diſtilled Spirits not being of the Produce of his Majeſty's Sugar Iſlands.*

And the ſaid *Bills* were ſeverally read the firſt Time, and ordered to be read a ſecond Time.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration, the Petition of *William Braffit*, to them referred, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Allegations of the ſaid Petition are true, and that the ſaid *William Braffit* ought to be allowed the Sum of £30 as a Recompence for the Loſs of his Leg, occaſioned by a Wound received in the Service of the Colony.

Ordered, That it be an Inſtruction to the Committee of Claims to make an Allowance to the ſaid *William Braffit* in the Book of Claims, purſuant to the ſaid Reſolution.

A *Claim* of *Benjamin Martin*, for a Mare impreſſed, and loſt in the Service of this Colony.

Alſo an *Account* of *Charles Jennings*, Gentleman, Sheriff of *Elizabeth City* County, for 180 lbs. of Tobacco levied in the laſt public Levy, on *Charles Neilſon* who was gone out of the Colony before the Collection was made, and which the ſaid Sheriff was made chargeable with at £1 per Hundred.

Alſo an *Account* of the Damages done to the Arms and Accoutrements of ſundry Perſons which were impreſſed into his Majeſty's Service by Order of the Commanding Officer of the Militia of *Amelia* County, were ſeverally preſented to the Houſe and received and referred to the Conſideration of the Committee of Claims.

A *Petition* of ſundry Inhabitants of the County of *Weſtmoreland*, ſetting forth, That the preſent Warehouſes for the Inſpection of Tobacco in that County are very inconvenient to them, and praying that an Act may paſs for eſtabliſhing a Warehouſe at *Stratford*, on the Land of the Honorable *Philip Ludwell Lee*, Eſquire.

Alſo a *Petition* of the Inſpectors at *Quantico* Warehouſe, in *Prince William* County, ſetting forth, That the Quantity of Tobacco inſpected at that Warehouſe is of late greatly encreaſed, and praying an Addition to their Salaries, were ſeverally preſented to the Houſe and read.

Ordered,

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they do examine into the ſeveral Matters thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of the Right Honorable *Thomas*, Lord *Fairfax*, ſetting forth, That he has lately laid off 173 Lots, adjoining the Town of *Winchester;* in the County of *Frederick*, moſt of which are already diſpoſed of, and built upon, and praying that an Act may paſs for adding them to the ſaid Town, was preſented to the Houſe and read.

Ordered, That it be an Inſtruction to the Committee to whom it was referred to bring in a Bill for enlarging the Town of *Frederickſburg*, that they receive a Clauſe or Clauſes purſuant to the Prayer of the ſaid Petition.

Several *Claims* of *Chriſtopher Dudley*, *Chriſtopher Chriſtian*, and *John Davis*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

21 The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee to conſider of Ways and Means for raiſing the Sum of £26, 298. 17. 8, agreeable to the Reſolution of the Committee, Yeſterday agreed to by the Houſe, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had come to a Reſolution thereupon, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Sum of £26,298. 17. 8, to be raiſed for the Clothing, Subſiſtance, Proviſion, and Recruiting the Regiment in the Service of this Colony, be raiſed by a Tax of two Shillings on every tithable Perſon, between the firſt Day of *April*, in the Years 1764 and 1765; and a further Tax of two Shillings on every tithable Perſon, between the firſt Day of *April*, in the Years 1765 and 1766; and likewiſe a Tax of two Shillings on every Hogſhead of Tobacco ſhipped between the twentieth Day of *October*, in the Years 1764 and 1765; and the like Tax on every Hogſhead of Tobacco ſhipped between the twentieth Day of *October*, in the Years 1765 and 1766.

Ordered, That a Bill or Bills be brought in purſuant to the ſaid Reſolution, and alſo to the ſeveral Reſolutions of the Committee agreed to by the Houſe on *Monday* and *Tueſday* laſt; and it is referred to Mr *Charles Carter*, Mr *Bland*, Mr *Landon Carter*, Mr *Randolph*, Mr *Waller*, Mr *Pendleton*, Mr *Nicholas*, and Mr *Wythe* to prepare and bring in the ſame.

Ordered, That it be an Inſtruction to the ſaid Committee to receive a Clauſe or Clauſes for the emitting Treaſury Notes for the ſaid Sum of £26,298. 17. 8, to be levied in Purſuance of the aforementioned Reſolution.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For the Encouragement of Arts and Manufactures in this Colony, and it is referred to Mr *Charles Carter* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 1ſt of March, 32 Geo. II. 1759.

MR *Bland*, from the Committee of Claims, reported, That the Committee had had under their Conſideration ſeveral Matters to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee that the Petition of *Joſeph Starling* is reaſonable, and that he ought to be allowed the Sum of £19. 14. 7, the Loſs he ſuſtained

ſuſtained by the Tobacco depoſited in the Hands of the Sheriff of *King* and *Queen* County, in his Petition mentioned.

Reſolved, That it is the Opinion of this Committee that *Richard Booker*, Gentleman, Commanding Officer of the County of *Amelia*, ought to be paid the Sum of £8. 13. 6, for 22
Damage done to the Arms impreſſed by him for the Uſe of the Militia of the ſaid County.

Reſolved, That it is the Opinion of this Committee that the Petition of *Thompſon Swann* ought to be rejected.

The *firſt* and *ſecond* Reſolutions being read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

The *laſt* Reſolution being alſo read a ſecond Time and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

Reſolved, That the ſaid Petition is reaſonable.

Reſolved, That the ſaid *Thompſon Swann* be allowed the Sum of £10. 15 for the Services in his Petition mentioned.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

Mr *Harriſon*, from the Committee of Trade, preſented to the Houſe, according to Order, a Bill, For further continuing an Act, intituled, *An Act for further continuing certain Acts of Aſſembly therein mentioned;* and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Ordered, That Mr *Webb* be added to the Committee of Claims; Mr *Lemuel Riddick* to the Committees of Privileges and Elections, Propoſitions and Grievances, and Trade; Mr *Henry Lee* and Mr *Claiborne* to the Committee of Propoſitions and Grievances, and Mr *George Johnſton* to the Committee of Privileges and Elections.

Several *Claims* of *William Dodd*, for Proviſions furniſhed for the Militia of *Fairfax* County, and others in his Majeſty's Service, were preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill, For continuing an Act, intituled, *An Act for the better regulating and diſciplining the Militia.*

Alſo a *Bill*, For continuing an Act, intituled, *An Act for continuing an Act, intituled, An Act for reducing the ſeveral Acts for making Proviſion againſt invaſions and Inſurrections into one Act.*

And the ſaid *Bills* were ſeverally read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *William Alcock* and *Nicholas Ware*, Inſpectors at *Conway's* Warehouſes, in the County of *Caroline*, ſetting forth, That the ſaid Warehouſes were lately robbed of 2050 lbs. of nett Tobacco, for which they have been obliged to pay the Sum of £18. 19. 6, and praying the Conſideration of this Houſe therein.

Alſo a *Petition* of *John Frederick Miller*, ſetting forth, That by Order of the Commanding Officer of the Militia of *Halifax* County, a Fort was erected on *May's* River, on the Petitioner's Land, which encloſed his Dwelling Houſe and other Houſes, and was garriſoned by a Company of Militia, who, to render it more ſecure from the Approaches and Attacks of the Enemy, cut down a large Orchard, burnt one Houſe and 1600 Fence Rails, and made uſe of 518 Feet of Plank about the Fort, beſides doing him many other 23
Damages, by which Means the Petitioner has loſt all Benefit of his Plantation, which is ſtill in the Poſſeſſion of the Militia and Rangers, and praying the Conſideration of this Houſe.

Alſo a *Petition* of *Thomas Black*, praying to be allowed for a Servant Man enliſted into the Royal *American* Regiment, for which he has never received any Satiſfaction, were ſeverally preſented to the Houſe and read.

Ordered,

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; That they do examine into the ſeveral Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of ſundry Merchants and Planters, Shippers from, and Purchaſers of Tobacco at *Cabbin Point* Warehouſes, in the County of *Surry*, ſetting forth, That by Means of the Shallowneſs of the Creek where the ſaid Warehouſes now ſtand, it is almoſt impracticable, without great Delay, Trouble and Expence to get Tobacco from thence, and praying that the ſaid Warehouſes may be aboliſhed, and new ones eſtabliſhed at *Low Point*, on the Lands of Mr *John Cocke*, about a Mile lower down the ſaid Creek, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; That they do examine into the Allegations of the ſaid Petition, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of ſundry Inhabitants of the County of *Albemarle*, ſetting forth, That by Means of the preſent Scarcity of Corn, and the exorbitant Prices exacted by thoſe who have it to ſell, many of them muſt be reduced to the greateſt Diſtreſs without the Interpoſition of the Aſſembly, and praying that ſuch a mean Price may be ſettled ſo as not to leave it in the Power of the few who have it to ſell to impoſe on the Neceſſities of the many who are obliged to buy; was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Cabbell* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 2nd of March, 32 Geo. II. 1759.

MR *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions, from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table where the ſame were again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Petition of *Nathaniel Terry*, to eſtabliſh a Ferry, appointed by the County Court of *Halifax*, over *Dan* River, from his Land on the North Side, to *Fuqua's* on the South Side, is reaſonable.

Reſolved, That the Propoſition from the County of *Elizabeth* City for the better regulating *Eaton's* Charity School, is reaſonable.

24 *Reſolved*, That the Petition of the Inhabitants of the Pariſh of *Saint Anne*, in the County of *Albemarle*, for diſſolving the Veſtry of the ſaid Pariſh, is reaſonable.

Reſolved, That the Petition from the County of *Northampton*, for ſending all free Negroes out of the Colony, be rejected.

Reſolved, That the Propoſitions from the Town of *Frederickſburg* and County of *Northampton*, for regulating the Price of Tobacco, be rejected.

Reſolved, That the Petition from the Pariſh of *Tillotſon*, in the County of *Albemarle*, for dividing that County, be rejected.

Reſolved, That the Petition of the Inhabitants of the Pariſh of *Saint Anne*, in the County of *Albemarle*, for altering the Bounds of that Pariſh, be rejected.

Reſolved, That the Petition of the Inhabitants of *Frederickſville* Pariſh, in the ſame County, in Oppoſition thereto, is reaſonable,

Reſolved, That the Propoſition from the County of *Albemarle* for obliging all Pedlars to quit their Employment, or on refuſing, to enliſt them as Soldiers, be rejected.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, to whom it is referred to bring in a Bill, For eſtabliſhing a Ferry over *Staunton* River, in *Halifax* County, that they receive a Clauſe or Clauſes purſuant to the firſt Reſolution.

Ordered,

Ordered, That a Bill or Bills be brought in purſuant to the ſecond Reſolution, and it is referred to Mr *Wythe* and the Members for *Elizabeth City* County to prepare and bring in the ſame.

Ordered, That a Bill or Bills be brought in purſuant to the third Reſolution, and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

A *Petition* of Mr *Allen Howard*, was preſented to the Houſe and read, ſetting forth, That he is very ſorry to have incurred the Diſpleaſure of the Houſe, by inadvertently ſaying that the Commiſſioners in his County for ſettling Militia Accounts, were to be allowed £40 for that Service, which proceeded from a Miſtake in the Petitioner, and not with any Deſign to reflect upon this Houſe, or any particular Member thereof: That the other Words, ſaid to be ſpoken by the Petitioner, and complained of to the Houſe, the Petitioner does not at this Time remember to have ſpoken: However he is very unwilling to give this Houſe the Trouble of making an Enquiry therein; and as it is poſſible he might have unadviſedly ſpoken them, as the ſame has been averred by a Gentleman of Credit, he humbly ſubmits himſelf to the Houſe, proteſting that he did not intend to derogate from the Honor of the Houſe.

Reſolved, That this Houſe is ſatiſfied with the ſaid Acknowledgment.

Ordered, That the Committee of Privileges and Elections be diſcharged from proceeding any further in their Enquiry on the Information given to this Houſe againſt the ſaid Mr *Howard*.

A *Petition* of *Thomas Penman*, Keeper of the public Goal, ſetting forth, That his Salary for maintaining the Criminals in the ſaid Goal, which at a former Seſſion of Aſſembly was increaſed, to continue to the End of this Seſſion, and praying that the ſaid additional Allowance may be ſtill continued to him, was preſented to the Houſe and read.

Reſolved, That the additional Sum of £15 be paid to the ſaid *Thomas Penman* every Year, over and above his uſual Salary of £25.

Reſolved, That 10 lbs. of Tobacco per Day be allowed the ſaid *Thomas Penman* for every Criminal committed to the ſaid Goal, during ſuch Criminal's Impriſonment, from this Time to the End of the next Seſſion of Aſſembly.

A *Petition* of *Tunſtal Banks*, ſetting forth, That he is ſeized in Fee Tail of 659 Acres of Land, or thereabouts, lying in the County of *King* and *Queen*, commonly called *Mantapike*, in which his Mother holds her Dower: That he is ſeized in Fee Simple of 1000 Acres of Land in the County of *King William*; That it will be greatly to his Advantage, and that of his Poſterity, to dock the Intail of the ſaid Land called *Mantapike*, and ſettle the ſaid Land in *King William*, with certain Slaves, which will be of greater Value, to the ſame Uſes; and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Braxton* to prepare and bring in the ſame.

Upon a *Motion* made,

Ordered, That all ſuch Accounts as ſhall be tranſmitted to the Houſe by the ſeveral Commiſſioners appointed by the Act of Aſſembly, intituled, *An Act for appointing Commiſſioners to examine and ſtate the Accounts of Proviſions, and the Pay of the Militia, and of the Damages done the Inhabitants of this Colony by the* Cherokee *and* Catawba Indians *and for other Purpoſes therein mentioned*, be referred to the Conſideration of the Committee of Claims.

Several *Claims* of *James Hardgrave*, *John Kirkpatrick*, *Samuel Moody*, *John Reſs*, and *Richard Coleman*, for taking up Runaways therein mentioned were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

Ordered,

Ordered, That Mr *Veale* and Mr *Taliaferro* be added to the Committee for Courts of Juſtice.

A *Bill* To explain an Act, intituled, *An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money for the enſuing Year*, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Petition* of *Allen Macrae*, Merchant, ſetting forth, That in the Year———, he had nine Hogſhead of Tobacco in *Acquia* Warehouſe which had paſſed Inſpection: That in the Month of *July*, in that Year, the ſaid Tobacco was overflowed in the Warehouſe by a Freſh in the River, by Means whereof he loſt 884 lbs. of Tobacco, and expended £2. 5 in picking, repacking, and prizing the ſame, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; That they examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of ſundry Inhabitants of the Pariſh of *Saint Patrick*, in the County of
26 *Prince Edward*, complaining of ſeveral illegal and oppreſſive Proceedings of the Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Cameron*, in the County of *Loudoun*, to the ſame Purpoſe, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; That they do examine into the ſeveral Matters thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Bill* For further continuing an Act, intituled, *An Act for laying an additional Duty on Rum and other diſtilled Spirits, not being of the Produce of his Majeſty's Sugar Iſlands*, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration ſeveral Matters to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That *George Camp* ought to be allowed the Sum of £12. 15: That *Robert Crawley* ought to be allowed the Sum of £12. 10: And that *Nathaniel Crawley* ought to be allowed the Sum of £38. 6, for boarding the *Indians* in their reſpective Accounts mentioned.

Reſolved, That the Petition of *Thomas Black* be rejected.

Reſolved, That *John Frederick Miller* ought to be allowed the Sum of £20. 6. 8, as a Satiſfaction for the Damage done his Plantation, Houſes, and Crop, and for the Materials made Uſe of in building the Fort, in his Petition mentioned.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſeveral Allowances in the Book of Claims, purſuant to the firſt and third Reſolutions.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 3d of March, 32 Geo. II. 1759.

ORDERED, That Mr *Martin* be added to the Committee of Claims, Mr *Landon Carter* from the Committee for Courts of Juſtice, preſented to the Houſe, according to Order, a Bill For continuing and amending the Act, intituled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Edward Carter*, Guardian to the Orphans of *James Carter*, of the County of *Weſtmoreland*, deceaſed, ſetting forth, That a Slave belonging to the ſaid Decendent's Eſtate, being legally out-lawed as a Runaway, was afterwards found dead in the Woods, and

and praying to be allowed for the ſaid Slave, was preſented to the Houſe and read: And the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of *Collin Campbell*, ſetting forth, That he being appointed by the late 27
Governor *Dinwiddie* to recruit for the Royal *American* Regiment, did, amongſt others, inliſt a Servant Man belonging to Mr *Roger Dixon*, and another belonging to *William Green*, of *King George*, who ſeverally brought Suite againſt him for recovering the Value of their ſaid Servants, and for which they obtained Judgments, amounting in the whole to £62. 18. 2, which he is obliged to pay out of his own Purſe. That the Petitioner conceiving he was warranted to inliſt the ſaid Servants under an Act of Parliament for that Purpoſe provided, and not being guilty of any intentional Breach of the Laws of the Colony, or any deſigned Injury to any Perſon, but ſolely moved by a ſincere Deſire of ſerving his Country, refers his Caſe to the Conſideration of the Houſe, and praying ſuch Relief therein as ſhall be thought juſt, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

Several *Accounts* of *Thomas Tabb* and *William Boyd*, for Neceſſaries by them furniſhed for the public Service, were preſented to the Houſe and received.

Ordered, That the ſaid Accounts be referred to the Conſideration of the Committee of Claims; That they do examine into the ſeveral Articles and Vouchers thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Claim* of *Richard Whyte*, for taking up a Runaway therein mentioned, was preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claim in the Book of Claims.

A *Bill* For continuing an Act, intituled, *An Act for continuing an Act, intituled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act*, was read a ſecond Time, and committed to the Committee of Propoſitions and Grievances.

A *Bill* For continuing an Act, intituled, *An Act for the better regulating and diſciplining the Militia*, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Petitions, from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition from the County of *Loudoun*, for a Law to enable the Juſtices of that County, annually, to ſettle at what Price the Inhabitants may pay the Sheriff and Collectors their Tobacco Dues in Money, is reaſonable.

Reſolved, That that Part of the Petition from the County of *Nanſemond*, praying that the Aſſembly will paſs a Law to enable them to diſcharge their Levies and Officers Fees in Money, be rejected.

Reſolved, That the other Part of the ſaid Petition, praying that Owners of Slaves may be reſtrained from giving them general Licenſes to deal for themſelves, is reaſonable.

Reſolved, That the Petition from the Counties of *King William* and *King* and *Queen*, 28
praying that they may be allowed to ſet Hedges in the Rivers *Pamunkey* and *Mattapony*, to catch Fiſh, be rejected.

Reſolved, That the Petitions from the Counties of *Elizabeth City*, *Dinwiddie*, and *Lunenburg*, praying that the Price of Tobacco may be ſettled, be rejected.

Reſolved, That the Petition from the County of *Prince Edward*, praying that an Addition may be made to that County, be rejected.

Reſolved,

Reſolved, That the Petition from the County *Brunſwick* for a Diviſion of that County be rejected.

Reſolved, That the Petition from the County of *Prince William*, for a Diviſion of that County, is reaſonable.

Reſolved, That the Petiton from the County of *Northampton*, praying a Law may paſs for deſtroying Crows and Squirrels on the Eaſtern Shore, be rejected.

Reſolved, That the Petition from the ſame County, praying that Inſpectors may make all Tranſfer Hogſheads of Tobacco by them paid away to weigh 1000 lbs. nett, be rejected.

Ordered, That a Bill or Bills be brought in purſuant to the firſt, third, and eighth Reſolutions, and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill To amend an Act, made in the eighteenth Year of his preſent Majeſty's Reign, intituled, *An Act for the Relief of certain Creditors*; and it is referred to Mr *George Johnſton* to prepare and bring in the ſame.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 5th of March, 32 Geo. II. 1759.

MR *Cabbell* preſented to the Houſe, according to Order, a Bill To regulate the Price of *Indian* Corn in the preſent Scarcity, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Claim* of *John Burnett*, for taking up a Runaway therein mentioned, was preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claim in the Book of Claims.

A *Bill* For continuing and amending the Act, intituled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

An engroſſed *Bill*, intituled, *An Act for further continuing an Act, intituled, An Act for laying an additional Duty on Rum and other diſtilled Spirits, not being of the Produce of his Majeſty's Sugar Iſlands*, was read the third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Harriſon* do carry up the ſaid Bill to the Council for their Concurrence.

A *Meſſage* from the Governor by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governor commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up; And being returned, reported, That he, with the Houſe, had attended the Governor in the Council Chamber; and that his Honor was pleaſed to make a Speech to the Council and this Houſe, of which he had, to prevent Miſtakes, obtained a Copy, which he read to the Houſe, and afterwards delivered it in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I have very lately received Letters from Mr Secretary Pitt, *and Major-General* Amherſt, *in Relation to this Colony's raiſing for the enſuing Campaign as large a Number of Men as*

as poſſible, to act in Conjunction with the Britiſh *Forces in offenſive Operations againſt the Enemies of his Majeſty and his Kingdoms, which I propoſe now to lay before you.*

It would argue the higheſt Vanity in me to imagine that any Perſuaſions I could uſe to a brave, free, and loyal People, could add any Weight to the Deſires of a King, who, by extending his Care equally over all his Subjects, is deſervedly become the great Object of their Affections; notifyed by a Miniſter of known Integrity and Zeal for the Welfare of the American *Colonies, and recommended by a General of experienced Valor, Prudence, and Activity; all tending to the great Point of ſecuring this and the neighbouring Colonies from any future Encroachments and Diſturbances from the* French *and their* Indian *Allies. Notwithſtanding this Conviction, I ſhould be deficient in the Duty I owe to his Majeſty, if I did not, in the warmeſt Manner, recommend to you to exert your utmoſt Force and Strength on this Occaſion: The Firſt, in which I have been required to uſe any Endeavours to influence your Actions, ſince the Appointment I am honored with to take upon me the Adminiſtration of your Affairs. Sorry I am, that your Repreſentations of Incapacity have in ſome Meaſure ſtopped my Mouth, for it is not in my Nature to preſs upon Neceſſity: But you have the Royal Word, that ſtrong Recommendations will be made in your Favor to the* Britiſh *Parliament, that you may receive a proper Compenſation for your Expences; and the End in View tends immediately to your Advantage, while* Great Britain, *whoſe Expences have been immenſe in Defence of this Continent, will reap hers but at ſecond-hand.*

By a Letter from Major-General Amherſt, *you will ſee that I have received an Invitation to meet him and the Governors of the neighbouring Colonies at* Philadelphia, *to aſſiſt at a Conſultation for the promoting their common Intereſt. If the Buſineſs of this Seſſion was drawing towards a Concluſion, or if any Expedient could be found out by which, during my Abſence, it might be carried on to the Advancement of his Majeſty's Arms, and to the Eaſe of you, Gentlemen, I ſhould be glad to render my Services to both by my Preſence at this Meeting. As this is a Point of Conſequence, and is attended with ſome Difficulties, the Advice of this General Aſſembly how to act in it would be highly agreeable to me, and I ſhall refer it to your Conſideration with my ſtrongeſt Aſſurances that my greateſt Ambition is to be uſeful to this Colony in any Place, and by every Meaſure which may be thought to be moſt conducive thereto.*

Mr *Speaker* alſo reported, That the Governor had delivered to him the ſeveral Letters mentioned in his Speech, and deſired him to lay them before the Houſe: And he accordingly delivered them in at the Table, where they were read, and ordered to lie on the Table.

Upon a *Motion* made,

Reſolved, That this Houſe will reſolve itſelf into a Committee to conſider of the Governor's Speech immediately.

Ordered, That the Letters from Mr Secretary *Pitt* and Major-General *Amherſt* be referred to the Conſideration of the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee upon the ſaid Speech and Letters; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Speech and Letters under their Conſideration, and gone through the ſame, and had come to two Reſolutions thereupon, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houſe, with an Amendment, as follow:

Reſolved, That the Regiment in the Pay of this Colony, already voted to be compleated to one Thouſand Men, is as much as can be ſupported in the preſent diſtreſſed Situation of the Colony.

Reſolved, That as the Buſineſs of this Seſſion is not near a Concluſion, and that it cannot be carried on during the Abſence of the Governor; his leaving the Colony

at

at this Time will too long retard the raiſing the Men voted by this Aſſembly, and put a Stop to all the other public Buſineſs.

Ordered, That a Committee be appointed to draw up an Addreſs to the Governor, purſuant to the ſaid Reſolution; and it is referred to Mr *Landon Carter* and Mr *Pendleton* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 6th of March, 32 Geo. II. 1759.

MR *Landon Carter* reported, That the Committee appointed had, according to Order, prepared an Addreſs to the Governor, which he read in his Place and afterwards delivered in at the Table, where the ſame was again
31 twice read, and agreed to, and is as follows:

Sir,

If any Thing could add Weight to the Deſires of a King, juſtly diſtinguiſhed by his paternal Care, equally extended to all his People, your Honor may aſſure yourſelf, it would be the warm and affectionate Solicitation of a truly Patriot Governor.

Theſe endearing Motives, joined with thoſe that may be reaſonably expected to reſult from a vigorous Proſecution of the common Cauſe, do naturally influence our Conſultations in Favor of every Requeſt that his Majeſty's Concern for our Welfare may incline him to make, or your Duty induce you to recommend.

How ſorry then muſt we be, when the Incapacity of the Country obliges us to inform your Honor, that we cannot ſupport a greater Number of Forces than one complete Regiment for the enſuing Campaign?

The near Approach of the Time appointed for the Rendezvous of the Forces that we are now endeavouring to provide for, together with many other Matters of public Utility, which are abſolutely neceſſary to be effected this Seſſion of Aſſembly, and which cannot be forwarded with the Expedition required in Major-General Amherſt's *Invitation, are Arguments ſufficient to convince of the Importance of your Honor's Preſence; And as we know of no Expedient that can be propoſed, conſiſtent with our Conſtitution, to remedy the Inconveniences and Delays that will ariſe from your Abſence; permit us, Sir, not only to adviſe, but earneſtly to deſire your Honor not to leave the Colony at this Juncture.*

Ordered, That the ſaid Addreſs be fairly tranſcribed, and preſented by the whole Houſe.

Ordered, That the Committee who prepared the ſame wait on the Governor to know his Pleaſure when they ſhall attend his Honor to preſent it.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had had under their Conſideration ſeveral Petitions, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *Daniel Smith* be rejected; the Pay due to *John Smith* in the Petition mentioned, having been already received by the Father of the ſaid *John Smith*.

Reſolved, That the Allegations of the Petition of *George Braſſfield* are true, and that he ought to be allowed the Sum of £90 for the Slave in his Petition mentioned.

Reſolved, That the Allegations of the Petition of *John Langhorn* are true, and that he ought to be allowed the Sum of £3. 6. 8, the Difference of the Tobacco in his Petition mentioned.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſeveral Allowances in the Book of Claims, purſuant to the firſt and ſecond Reſolutions.

A *Petition* of *Hugh Moore*, ſetting forth, That his Negroe Slave *Tom* being runaway, was

was duly out-lawed, and was afterwards found dead in the Woods, was preſented to the 32
Houſe and read; and the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of *Jane Brown*, Widow, ſetting forth, That in the Lifetime of her Huſband a Sergeant belonging to the *Virginia* Regiment did impreſs and take away from him a Horſe, Bridle and Saddle, without having them appraiſed, which was never returned, nor any Satiſfaction received for the ſame.

Ordered, That the ſaid Petition be referred to the Committee of Claims; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of *James Hughes*, ſetting forth, That being Lieutenant of Captain *Chriſtian's* Company of Militia, he was ordered to take up three Men that were pricked down to ſerve as Soldiers by Virtue of a late Act of Aſſembly, and that he impreſſed two Men and Horſes to aſſiſt him in that Service, for which he has never received any Satiſfaction, and praying the Conſideration of this Houſe, was preſented to the Houſe and read; and the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of *Richard Blanks*, praying that a Ferry may be eſtabliſhed from his Land, in the County of *Lunenburg*, over *Staunton* River, to the Land of the Orphan of *James Cocke*, deceaſed.

Alſo a *Petition* of ſundry Inhabitants of the County of *Prince William*, praying that the Tobacco Warehouſes at *Occoquan* in that County may be diſcontinued, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; That they do examine into the ſeveral Matters thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Ordered, That Mr *Carrington* and Mr *Green* be added to the Committee of Claims; Mr *Fleming* to the Committee of Propoſitions and Grievances; Mr *Adams* and Mr *Braxton* to the Committee of Trade; Mr *Waller* to the Committee for Courts of Juſtice, and Mr *George Maſon* to the Committee of Privileges and Elections.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee upon the Bill For continuing and amending the Act, intituled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their Conſideration and made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table, Where they were again twice read, and agreed to by the Houſe.

Ordered, That the ſaid Bill, with the Amendments, be engroſſed, and read a third Time.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 7th of March, 32 Geo. II. 1759. 33

MR. *Landon Carter* reported, That the Committee appointed, had according to Order, waited on the Governor to know his Pleaſure when this Houſe ſhould attend him with their Addreſs; and that he was pleaſed to appoint this day, and to ſay he would ſend a Meſſage to the Houſe when he was ready to receive it.

A *Claim* of *Luke Lucar*, for taking up a Deſerter from the *Virginia* Regiment.

Alſo

Alſo a *Claim* of *James Rogers*, for the ſame Service.

Alſo a *Claim* of *Ezekiel Young*, for taking up a Runaway, therein mentioned.

Alſo a Claim of *Ambroſe Ballard*, for the ſame Service.

Alſo a *Claim* of *James Underwood*, for the ſame Service.

Alſo a *Claim* of *Timothy Finney*, for the ſame Service, were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

A *Petition* of *John Moreton*, Captain, and *Thomas Martin*, Lieutenant, in Behalf of themſelves and the private Soldiers of Captain *Woodſon's* Company, on the intended Expedition againſt the *Shawneſe*, praying that they may be allowed their Pay for the Time they were employed on that Expedition, having never yet received any Satiſfaction for the ſame.

Alſo a *Petition* of *John Burk*, and the Executors of *James Taylor*, deceaſed, ſetting forth, that the ſaid *Burk*, and *Taylor* were Under-Sheriffs of *Caroline* County, in the Year 1756, and there remained in their Hands a Depoſitum of 1440 lbs. of Tobacco of the public Levy, laid the preceeding Year, for which Tobacco they received Caſh, at two Pence per Pound according to the Act of Aſſembly then ſubſiſting; and it being levied on them laſt Year in Tobacco, they were obliged to pay for the ſame at twenty-five Shillings per Hundred, and praying to be allowed the Difference, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Claims; That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of ſundry Merchants of the Town of *Winchester*, ſetting forth, That their Trade is greatly prejudiced by the great Number of Pedlars from *Pennſylvania*, dealing in Skins and Furs, without being duly authorized, who carry out ſuch Commodities without paying any Duty, the Perſon appointed to receive the ſame being very remiſs in his Office, and the Act of Aſſembly relative thereto defective; and praying that this Houſe will take that Matter into Conſideration; and grant them ſuch Relief as ſhall be thought reaſonable.

Alſo a *Petition* of ſundry Inhabitants of *Auguſta* County, ſetting forth, That many Inconveniences ariſe to the Trade in Skins and Furs by the large Sum required by law for Licenses to Pedlars, and praying that the ſame may be ſettled at a lower Rate, were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and 34
Grievances; That they do examine into the ſeveral Matters thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

M[r] *Nicholas*, from the Committee appointed, preſented to the Houſe, according to Order a Bill For enlarging the Towns of *Frederickſburg* and *Winchester*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Meſſage* from the Governor was delivered by M[r] *Walthoe*.

M[r] *Speaker, and Gentlemen of the Houſe of Burgeſſes.*

The Governor is now ready to receive the Addreſs of your Houſe in the Council Chamber.

Accordingly Mr. *Speaker*, with the Houſe went up; and being returned, he reported, That he, with the Houſe, had attended the Governor in the Council Chamber, and preſented the Addreſs of this Houſe to him, to which his Honor was pleaſed to return the following Anſwer:

M[r] *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The good Opinion you entertain of me, and the Expreſſions, of Affection contained in your Addreſs, claim my moſt hearty Thanks, which I return you with great Sincerity.

But

But as I am above Diſguiſe, I cannot help expreſſing my Concern that the Dread of Poverty ſhould frighten you from exerting yourſelves to anſwer the Deſires and Expectations of his Majeſty for this Year, which moſt probably will put a finiſhing Stroke to the War in theſe Parts, the doing of which would, as I conceive, redound to your Honor and Advantage, both which I have greatly at Heart.

As the Intereſt of this Colony is the ſole Motive which could induce me to be abſent from it, ſo I ſhall not think of leaving it when that does not require my taking ſuch a Step.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration the Petition of *Collin Campbell*, to them referred, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Conſideration of the ſaid Report be poſtponed till To-morrow.

A *Petition* of ſundry Inhabitants of *Prince William* County, praying that if an Act ſhould paſs for the Diviſion of that County, there may be two Thouſand Tithes left in the old County, was preſented to the Houſe and read.

Ordered, That the ſaid Petition do lie on the Table.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 8th of March, 32 Geo. II. 1759.

A *Petition* of *Philip Whitehead Claiborne*, *Gentleman*, and *Elizabeth* his Wife, ſetting forth, That *Unity Dandridge*, the Petitioner *Elizabeth's* Mother, did, by her Will, give to her certain Lands in *Hanover* and *King William*, for Life, with Power to diſpoſe of the ſame at her Death to her Children, as ſhe ſhould think proper: That the Petitioner *Philip Whitehead is* ſeized in Fee Simple of other Lands in *King William*, and that it will be greatly to the Advantage of his Children to veſt the ſaid Lands in *Hanover* in him in Fee Simple, and to ſettle the ſaid Lands in *King William*, being contiguous together to be diſpoſed of by the Petitioner *Elizabeth* according to the Will aforeſaid, and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Peter Robinſon* and Mr *Gaines* to prepare and bring in the ſame.

Mr *Attorney*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Conſideration the Petition of *William Mead*, to them referred, complaining of an undue Election and Return of Mr *Samuel Hairſtone* and Mr *Zachariah Burnley* to ſerve as Burgeſes in this preſent General Aſſembly for the County of *Bedford*, and had agreed upon a Report, and come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, and are as follow:

Your *Committee*, in the firſt Place, take leave to obſerve, That the Petitioner did not appear before them either in Perſon or by his Council: Upon which they proceeded to conſider the Depoſitions taken and returned, purſuant to the Order of this Houſe, by which it appears that the Commanding Officer of the Militia of the ſaid County of *Bedford* ordered Mr *Hairſtone* to conduct the Perſons drafted to recruit the Forces in the Pay of this Colony to *Winchester*, of which *Patrick Napier*, in the Petition mentioned, was one, who being very deſirous to be quit of that Service, did, on the Way thither, propoſe to Mr *Hairſtone* that if he would get one other Man to go in his Stead, and procure his Diſcharge, he would give him a Negroe, under ten Years of Age, That Mr *Hairſtone* conducted the Drafts to *Winchester*, and delivered them to Colonel *Waſhington*, the Commanding Officer there; and having procured a Man to ſerve in the Stead of the ſaid *Napier*, to whom he was to give five Pounds, beſides the Bounty allowed by law, prevailed on Colonel *Waſhington* to accept him, and diſcharge *Napier*, who, on his Return Home, delivered to Mr *Hairſtone* a Negroe about four or five Years old, and hath ſince declared

declared that if ſuch Delivery did not give him a good Title to the Negroe, he would make him a better: And Mr *Hairſtone* hath declared that if *Napier* would repay the Money he was to give the Perſon that went in his ſtead he would return the Negroe back again (but whether Mr *Hairſtone* really paid any Money to that Perſon does not appear to your Committee.) And no Evidence appearing to prove that Mr *Burnley* treated the Freeholders of that County after the Teſte of the Writ for electing Burgeſſes for the ſame, or any illegal Proceedings at the Election.

Reſolved, That the ſaid *William Mead* hath not made good the Allegations of his Petition.

Reſolved, That the ſaid Mr *Samuel Hairſtone* and Mr *Zachariah Burnley* are duly elected to ſerve as Burgeſſes in this preſent General Aſſembly for the ſaid County of *Bedford*.

Mr *Attorney* alſo reported, That the ſaid Committee had had under their Conſideration the Petition of Mr *Henry Blagrave*, to them referred, complaining of an undue Election and Return of Mr *Clement Read* and Mr *Matthew Marrable*, to ſerve as Burgeſſes in this preſent General Aſſembly for the County of *Lunenburg*, and had agreed upon a Report, and come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, and are as follow:

It appears to your *Committee* that after it was publickly known in the ſaid County, that the Writ was iſſued for electing Burgeſſes to ſerve in this preſent General Aſſembly for the ſame, one *Memican Hunt* gave a Treat on Behalf of Mr *Read* to a Company of Militia he formerly had commanded, with Mr *Read's* Knowledge, but not at his Requeſt, and invited Mr *Read's* Friends to partake thereof. That Mr *Marrable* deſired one *Henry Williams* to acquaint the Company under the Command of Captain *Williams* that he intended to give them a Treat the next Muſter Day, before which Time the Writs for Election of Burgeſſes iſſued, upon which he deſired the ſaid *Williams* to excuſe him to the Company, becauſe if he ſhould treat it would vacate his Election; and to tell them he would handſomely treat them after the Election was over, which he did do: That Mr *Marrable* hearing a Petition to the Aſſembly was handed about by Captain *Cox*, got another in Oppoſition thereto; and declared that by carrying it about ſeveral Days, and treating the Freeholders, he had got forty or fifty Votes, the Writ being then iſſued: That the Day before the Election a large Number of Freeholders came to Mr *Marrable's*, and were genteely entertained; at which Time their Votes were ſollicited for by Mr *Marrable*, in Behalf of Mr *Blagrave* and himſelf, and Mr *Marrable* declared they all promiſed him their Votes, but only one of them was as good as his Word: That Mr *Marrable* ſeemed ſtrongly in Mr *Blagrave's* Intereſt, and declared he would ſpend eight or ten Pounds rather than he ſhould loſe his Election. That the Morning of the Election Liquor was diſtributed to the Company of Mr *Marrable*, by his Orders, but with this Caution, To take Care they ſhould not intoxicate themſelves, leaſt a Riot might enſue at the Election, because he wanted a fair Poll, and every Candidate to ſtand or fall by his own intereſt; and Mr *Marrable* declared he expended ſeven Weathers, and thirty Gallons of Rum on that Occaſion: That a few Days after the Election Mr *Blagrave* was at Mr *Marrable's* Houſe, ſeemed very friendly, and ſaid he was well ſatiſfied with Mr *Marrable's* Proceedings in the Election, and was better ſatiſfied that he ſhould be a Burgeſs with Mr *Read* than himſelf, if Mr *Marrable* would bring Mr *Read* to an Account upon Matters formerly againſt him alledged by Mr *Marrable*, and endeavour to divide the County: That on the fifth Day of *July*, being thirteen Days before the Election, Mr *Marrable* wrote a Letter to Mr *David Caldwell*, a Man of great Intereſt in the County, ſtrongly ſolliciting his Intereſt, in which is contained the following Words: "This ſhall be my Obligation to be liable and anſwerable to you, and all who are my Friends, in the Sum of five Hundred Pounds, if I do not uſe the utmoſt of my Endeavours (in Caſe I ſhould be a Burgeſs) to divide this our County of *Lunenburg*, in the following Manner,

to

to wit: Beginning at *Byrd's* Mill, running a ſtreight line to the Head of *Nottoway*, agree- 37
able to a Diviſion lately made in our Pariſh; as alſo to uſe the ſame Endeavours for this County, that ſhall appear for the Benefit thereof." And upon Conſideration of the whole Matter,

Reſolved, That the ſaid Mr *Clement Read* is duly elected to ſerve as a Burgeſs in this preſent General Aſſembly for the ſaid County of *Lunenburg*.

Reſolved, That the ſaid Mr *Matthew Marrable* is not duly elected to ſerve as a Burgeſs in this preſent General Aſſembly for the ſaid County.

Your *Committee* cannot conclude this Report without taking Notice of the Behaviour of one *John Hobſon*, which was very illegal and tumuluous, in offering to lay Wagers the Poll was cloſed when it was not; in proclaiming at the Court-houſe Door the Poll was going to be cloſed, and deſiring the Freeholders to come in and vote, and then violently, by ſtriking and kicking of them, preventing them from ſo doing, by which Means many Freeholders did not vote at the ſaid Election.

Upon a *Motion* made,

Reſolved, That the ſaid *John Hobſon*, in the ſaid Report mentioned, is guilty of a high Miſdemeanor, and Breach of the Privileges and Freedom of Elections, and alſo the Privileges of this Houſe.

Ordered, That the ſaid *Hobſon* be ſent for in Cuſtody of the Serjeant at Arms, and brought to the Bar of this Houſe, to anſwer for his ſaid Offence.

Ordered, That an Addreſs be made to the Governor to order a new Writ to iſſue for the Election of a Burgeſs to ſerve in this preſent General Aſſembly for the County of *Lunenburg*, in the Room of the ſaid *Matthew Marrable*, and that Mr *Read*, do wait on him with the ſaid Addreſs.

Ordered, That Mr *George Maſon* be added to the Committee of Propoſitions and Grievances.

A *Petition* of ſundry Inhabitants of the Town of *Frederickſburg* in Oppoſition to a Petition to be preſented to this Houſe, for removing the Court houſe of *Spotſylvania* County out of the ſaid County, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; That they do examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Memorial* of Mr *Robert Stewart*, repreſenting that the Commanding Officer of the *Virginia* Troops, by the Governor's Approbation, appointed him Brigade-Major, which Duty he performed, but as there was no Fund to pay him, he has never received any Satiſfaction for his ſaid Service, and praying the Conſideration of this Houſe.

Alſo a *Petition* of *William Iſtobe*, ſetting forth, That he was a Soldier in Captain *Aſhby's* Company of Rangers, and in an Engagement with ſome Enemy *Indians* on *Patterſon's* Creek, in *April* 1756, was by them taken Priſoner, and carried to *Quebec*, where he remained nineteen Months, and was then tranſported to *England*, and exchanged, and praying the Conſideration of this Houſe, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Memorial and Petition be referred to the Conſideration of the Committee of Claims; That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of *John Langſton* and *Tom Cook*, in Behalf of themſelves and the other 38
Indians on *Pamunkey* River, in the County of *King William*, ſetting forth, That they are poſſeſſed of a valuable Tract of Land where they now live, which is more than ſufficient for them (being now reduced to a ſmall Number) to cultivate for their Subſiſtance: That they are alſo ſeized of a ſmall Tract, ſeparated from that they live on, containing about 200 Acres, which is of no other Uſe to them than to yield them Timber for building, but that for Want of ſome Perſon to take Care of their Intereſt, their Bounds are violated, and their Timber taken away, for which they can have no Satiſfaction, not being acquainted with the Modes of obtaining Juſtice; and praying that an Act may paſs to appoint them

them Truſtees to leaſe out the ſaid ſmall Tract of Land under an annual Rent, and the Reſtriction for reſerving the Board Timber thereon for their own Uſe, was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Robinſon* and Mr *Gaines* to prepare and bring in the ſame.

A *Claim* of —— —— *Todd*, for reducing the diſlocated Arm of a Soldier, was preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee appointed by Act of Aſſembly to ſtate the Accounts of Proviſions, and the Pay of the Militia, and of the Damages done the Inhabitants of this Colony by the *Cherokee* and *Catawba Indians*, and for other Purpoſes therein mentioned, that they make ſuch Allowance to the ſaid *Todd* as they ſhall think reaſonable for that Service.

A *Claim* of *William Woodroof*, for taking up a Runaway therein mentioned, was preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claim in the Book of Claims.

A Liſt of the Officers and Soldiers of the Militia drafted out of the County of *Spotſylvania*, on his Majeſty's Service, in *June*, 1757, with an Account of the Time they were reſpectively employed in that Service, was preſented to the Houſe and received; and referred to the Conſideration of the Committee of Claims.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and are as follow:

Reſolved, That it is the Opinion of this Committee, That the Petition from the County of *Lunenburg*, praying that County may be divided, by a Line beginning at *Byrd's* Mill, and running thence a ſtreight Courſe to the Head of *Roanoke* River, is reaſonable.

Reſolved, That it is the Opinion of this Committee, That the Petition from the Pariſh of *Saint Patrick*, in the County of *Prince Edward*, complaining of the illegal Proceedings of the Veſtry of the ſaid Pariſh, and praying the ſame may be diſſolved, is reaſonable; it appearing to this Committee, though not mentioned in the Petition, that one of the ſaid Veſtrymen is a Diſſenter from the eſtabliſhed Church.

Reſolved, That it is the Opinion of this Committee, That the Petition from the Counties of *Dinwiddie* and *Cheſterfield*, praying a Clauſe of an Act of Aſſembly therein mentioned may be repealed, and the Juſtices of the ſaid Counties be obliged to build a bridge over *Appamattox* River, at the Town of *Pocohontas*, where the old Bridge now ſtands, is reaſonable.

Reſolved, That it is the Opinion of this Committee That the Petition in Oppoſition thereto, be rejected.

Upon a *Motion* made,

Ordered, That the firſt Reſolution be recommitted to the ſaid Committee.

The *ſecond* Reſolution being read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

Reſolved in the Affirmative.

Ordered, That the Conſideration of the two laſt Reſolutions be referred to *Tueſday* next.

Upon a *Motion* made,

Reſolved, That the Petition of *William Mead*, complaining of an undue Election and Return of Mr *Samuel Hairſtone* and Mr *Zachariah Burnley* to ſerve as Burgeſſes in this preſent General Aſſembly for the County of *Bedford*, is frivolous and vexatious.

Ordered, That the ſaid *William Mead* do pay unto the ſitting Members their Coſts occaſioned by the ſaid Petition.

Ordered,

Ordered, That it be an Inſtruction to the Committee of Claims to regulate the ſaid Coſts, and to levy the ſame on the Petitioner in the Book of Claims.

Ordered, That the Conſideration of the Report from the Committee of Claims, Yeſterday made to the Houſe, and referred to be conſidered this Day, be put off till To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 9th of March, 32 Geo. II. 1759.

A *Petition* of *John M'Cowen*, ſetting forth, That he had two Horſes and one Mare impreſſed into his Majeſty's Service, appraized to £19. 10, two of which were loſt, and the other come Home, after being abſent about 50 Days, ſo poor that he ſoon after died, and praying the Conſideration of this Houſe.

Alſo a *Petition* of *Tom Step*, *Billy John*, *School Robin*, and *Aleck Scholar*, *Nottoway Indians*, ſetting forth, That they ſerved all laſt Summer and Fall in Conjunction with his Majeſty's Forces, againſt the *French*, faithfully and honeſtly, until the Reduction of Fort *Du Queſne*; and are again willing to expoſe their Lives in his Majeſty's Service; That they have received no Pay, and by Reaſon of their Abſence from Home made little Corn to ſubſiſt on, and praying that ſome Allowance may be made them to purchaſe Corn for the Support of themſelves and their Families.

Alſo a *Petition* of *Thomas Penman*, Keeper of the public Goal, ſetting forth, That the Lots thereto belonging being at preſent open and uninclоſed, leaves the ſaid Priſon too much expoſed to the Attempts of thoſe who may Deſign to reſcue the Criminals therein confined, and praying that this Houſe will direct the ſaid Lots to be encloſed at the public Expence, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; That they do examine into the ſeveral Matters thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Several *Claims* of *Thomas Wilkinſon*, Aſſignee of *John Boin*, and of *John Ellis*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

The Houſe, according to Order, proceeded to the Conſideration of the Report from the Committee of Claims, made on *Wedneſday* laſt, and the Reſolution of the ſaid Committee being again read, was agreed to by the Houſe, with an Amendment, and is as follows:

Reſolved, That the Allegations of the ſaid Petition are true; and that the Sum of £62 ought to be paid to the ſaid *Collin Campbell*, by the Public.

Ordered, That it be an Inſtruction to the Committee of Claims to make an Allowance to the ſaid *Collin Campbell*, purſuant to the ſaid Reſolution, as amended.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under Conſideration the Memorial of *Robert Stewart*, Brigade-Major to the *Virginia* Troops, to them referred, and had come to a Reſolution thereupon, which be read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Allegations of the ſaid Memorial are true; and that he ought to be allowed the Sum of £68. 10, for four Months and fifteen Days Pay as Brigade-Major of the ſaid Troops.

Mr *Charles Carter*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until Firſt Day of *December* next; and for

for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame; and the ſaid Bill was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *William Hunter*, ſetting forth, That his Salary as Printer to this Houſe will expire at the End of this Seſſion of Aſſembly, and praying that the ſame may be further continued, was preſented to the Houſe and read.

Reſolved, That the Sum of £300 per Annum be allowed to *William Hunter*, Printer, to continue to the End of the next Seſſion of Aſſembly, as a full Conſideration for printing the Journal of the Houſe of Burgeſſes, printing the Laws of each Seſſion, and ſending thirteen of them to every County Court Clerk, one of which to be half-bound for the uſe of the Court; printing Inſpectors Notes and Books, Proclamations, and other public Advertiſements.

Ordered, That the ſaid Reſolve be engroſſed and that Mr *Waller* do carry it up to the Council for their Concurrence.

41 A *Bill* For enlarging the Towns of *Frederickſburg* and *Wincheſter*, was read a ſecond Time, and committed to the Members for *Spotſylvania* and *York*.

A *Petition* of *Matthew Moody*, ſetting forth, That he hath laid off twelve Lots adjoining the City of *Williamſburg*, ſeveral of which are already diſpoſed of, and built upon, and praying that the ſame may be added to the ſaid City, was preſented to the Houſe and read.

Ordered, That it be an Inſtruction to the laſt mentioned Committee that they receive a Clauſe or Clauſes purſuant to the Prayer of the ſaid Petition; and

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the ſaid Committee that they likewiſe receive a Clauſe or Clauſes for adding certain Lots, laid off by Mr *Benjamin Waller*, to the ſaid City.

A *Petition* of *James Roberts*, Jun. ſetting forth, That he hath laid off 100 Acres of Land into Lots, of Half an Acre each, adjacent to the Court Houſe of the County of *Halifax*, conveniently ſituated for a Town, and praying that an Act may paſs to eſtabliſh a Town thereon, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; That they examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 10th of March, 32 Geo. II. 1759.

ORDERED, That Mr *George Johnſton* have Leave to be abſent till *Wedneſday* Se'ennight.

An engroſſed *Bill*, intituled, *An Act for continuing an Act, intituled, An Act for the better regulating and diciplining the Militia*, was read the third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Landon Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Braxton* preſented to the Houſe, according to Order, a Bill To dock the Intail of certain Lands whereof *Tunſtal Banks* is ſeized, and for ſettling other Lands, and certain Slaves therein mentioned, of greater Value, to the ſame Uſes; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An engroſſed *Bill*, intituled, *An Act to explain an Act, intituled, An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money, for the enſuing Year*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered,

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 12th of March, 32 Geo. II. 1759.

A *Bill* To dock the Intail of certain Lands whereof *Tunſtal Banks* is ſeized, and for ſettling other Lands, and certain Slaves therein mentioned, of greater Value, to the ſame Uſes, was read a ſecond Time, and committed to Mr *Braxton* and the Members for *King William* and *Caroline*.

A *Bill* To regulate the Price of *Indian* Corn in the preſent Scarcity, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until the Firſt Day of *December* next; and for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill on *Wedneſday* next.

A *Bill* For further continuing an Act, intituled, *An Act for further continuing certain Acts of Aſſembly therein mentioned*, was read a ſecond Time, and committed to the Committee of Trade.

An *Account* of *Robert Higginſon*, for Ferriage and Proviſions to our tributary *Indians*, and public Expreſſes, was preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 13th of March, 32 Geo. II. 1759.

MR. *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill To enable the Inhabitants of the County of *Loudoun* to pay their public Dues and Officers Fees in Money.

He alſo preſented to the Houſe, according to Order, a Bill To encourage Arts and Manufactures; and the ſaid Bills were ſeverally read the firſt Time, and ordered to be read a ſecond Time.

Mr *Attorney*, from the Committee of Privileges and Elections, reported, That the Committee had, according to Order, examined into the Conduct of Mr *Thomas Walker*, a Member of this Houſe, and one of the Contractors for furniſhing the Forces in the Pay of this Colony, that were ſtationed in the County of *Auguſta*, with Proviſions, in the Year 1757; and had agreed upon a Report, and come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſaid Reſolutions were again twice read, and agreed to by the Houſe, and are as follow:

In Order to prevent any Miſtakes that might happen in the Courſe of this Enquiry, your Committee thought it expedient that the Objections made to Mr *Walker's* Conduct in that Office ſhould be reduced into Writing; and therefore deſired Mr *Johnſon* (another Member of this Houſe) who gave Riſe to this Enquiry, to put into Writing the Objections he had to make to Mr *Walker's* Conduct, which he did, at two ſeveral Times, in the following Words: "The following is the Charge againſt *Thomas Walker*, Gentleman, one of the Contractors for victualling the Troops in the Pay of this Colony, in the Year 1757, exhibited againſt him by *Thomas Johnſon*, and which he propoſes to make good Proof to: That on the 28th Day of *October*, 1757, *Thomas Walker*, Gentleman, did covenant and agree

agree with the Honorable *Robert Dinwiddie*, Eſq; late Lieutenant-Governor of this Colony, That the ſaid *Thomas* would take to his own proper Account all ſuch Proviſion as was then on Hand, that ſhould be delivered unto him in the County of *Auguſta*, and give the Government Credit for the ſame, after the following Rate, that is to ſay: For every Buſhel of Salt ten ſhillings; for every Hundred Pounds of Flour nine Shillings; for every Pound of Bacon three Pence; for every Pound of dried or pickled Beef two Pence Half-penny, and for every Hundred Pounds of Biſcuit twelve Shillings and ſix Pence. And whereas, ſoon after the ſaid Contract was made, there was delivered to the Officers of the firſt *Virginia* Regiment and Rangers, ſtationed in the County of *Auguſta*, whom the ſaid *Thomas* had contracted to ſupply with Proviſions, about eleven Waggon Loads of Bacon and other Proviſions, as by Receipt, for Part of the ſame, by Captain *Woodward*, an Officer in the firſt *Virginia* Regiment, may appear, notwithſtanding the ſaid *Thomas* hath ſettled an Account many Months after the Delivery of the ſaid Proviſions (with the Government) and refuſed to give any Credit for the ſame, alledging that the ſame was unſound and deſerved no Credit." Here ends the firſt Charge; the ſecond was as follows: "A further Charge exhibited by *Thomas Johnſon* againſt *Thomas Walker*, Gentleman, as one of the Contractors for victualling the Troops in the Pay of this Colony, in the Year 1757; That the ſaid *Thomas Walker* entered into a ſecret Partnerſhip with Major *Andrew Lewis*, one of the principal Officers of the firſt *Virginia* Regiment, ſtationed in *Auguſta* County, relative to the victualling the ſaid Troops under his immediate Command; and that after the Perſons appointed to convey a certain Quantity of Bacon from the Hands of Colonel *Read*, which had been purchaſed for the Uſe of the Government, and had obtained a Receipt for the ſame, after being firſt inſpected by proper Perſons on Oath, and then admitted ſome were good, ſome indifferent, and the reſt condemned, the ſaid *Walker* received the ſame, and afterwards the ſaid *Lewis* (Partner with the ſaid *Walker*) by Virtue of his own Authority, cauſed the ſaid Proviſions, or at leaſt the greateſt Part of them, not then made Uſe of, to be examined and condemned; and that the ſaid *Thomas Walker* as yet has rendered no Manner of Account of the whole or any Part thereof, as the ſaid *Thomas Johnſon* knows of, although the ſaid *Thomas Johnſon* expreſſly charges that ſome of the ſaid Proviſions was actually uſed; but in Order, as the ſaid *Thomas Johnſon* conceives, to prevent any Diſcovery thereof, the ſaid *Thomas Walker* abſolutely denied that the ſaid *Lewis* was concerned with him in victualling the ſaid Regiment; and this he did at a Time it was ſuppoſed that the ſaid *Lewis* was killed in the Battle before Fort *Du Queſne*; And further, the
44 ſaid *Thomas Johnſon* undertakes to prove that the Bacon delivered and afterwards condemned as aforeſaid, was good at the Time it was delivered." So ends the ſecond Charge. After hearing the ſaid Charges read, and duly conſidering the ſame, your Committee proceeded to hear the Teſtimony of the Witneſſes produced by Mr *Johnſon* to prove the ſaid Charges, as well as thoſe produced by Mr *Walker* to exculpate himſelf; And from their Evidence it appears to your Committee That Mr *Walker* entered into the Contract mentioned by Mr *Johnſon*, and on the Terms by him alledged. That eleven Waggon Loads of Proviſions were ſent from *Lunenburg* to *Auguſta* County for the Uſe of the Forces Mr *Walker* was by that Contract to victual: That the Contract was negotiated in *Williamſburg*, and concluded the twenty-eighth Day of *October*, 1757; and while the ſame was in Agitation, and before it was concluded, Mr *Walker* told *Colonel Read*, another Member of this Houſe, who had purchaſed thoſe Proviſions, by Order of the Governor, the Year before, that he would go to *Lunenburg* and ſee the ſame inſpected before it was ſent to *Auguſta* and Mr *Read* told him it was too late, for that the Proviſions were then gone, or going to *Auguſta*, by the Governor's Order. That on the twentieth Day of *October*, eight Days before the Contract was concluded, it appears a Quantity of thoſe Proviſions were delivered to Captain *Woodward*, an Officer of the firſt *Virginia* Regiment, in *Auguſta*, and the Reſidue was, about the laſt of that Month, lodged on *Craig's* Creek, about twelve Miles from the Gariſon, the Roads not being paſſable

paſſable for Waggons, and for Want of an Eſcort: That the Proviſions received by Captain *Woodward* were inſpected, but it does not appear that thoſe left at *Craig's* Creek were ever inſpected. Yet from the Light your Committee have been able to diſcover from the whole Teſtimony, it appears that the ſaid Proviſions were in general very indifferent, and great Part quite ſpoiled. That Mr *Walker*, in *July* next following his Contract laid an Account before the Commiſſioners appointed by Act of Aſſembly to adjuſt the ſame, and did not make any Mention therein of thoſe Proviſions, but acquainted them that a Quantity of Proviſions had been received from *Lunenburg*, which he had not then got an Account of, and that he would leave in the Treaſury a ſufficient Sum to pay for them whenever the Quantity could be adjuſted, which he did, where the ſame ſtill remains, the ſaid Mr *Walker* not having as yet ſettled any other Account with the ſaid Commiſſioners: The preceeding Facts are all relative to the firſt Charge exhibited by Mr *Johnſon*. And with Reſpect to the ſecond, it does appear to your Committee, that Major *Lewis*, the Commanding Officer of the Forces ſtationed in *Auguſta*, was concerned with Mr *Walker* in the Execution of the ſaid Contract, though not named in it, which your Committee entirely diſapprove of, as it might open a Door to great Hardſhips and Oppreſſion upon the poor Soldiers; but no ſuch Conſequences having appeared to attend it in this Caſe, your Committee have come to the following Reſolutions:

Reſolved, That Mr *Johnſon* hath not made good the firſt Part of his Charge, wherein he alleges Mr *Walker* refuſed to account for the ſaid Proviſions.

Reſolved, That he hath made good that Part of his Charge, concerning Major *Lewiſ's* being in Partnerſhip with Mr *Walker*.

Reſolved, That he hath not made good that Part of his Charge, touching a Re- 45
in-ſpection and Condemnation of the ſaid Proviſions by Major *Lewiſ's* Order.

And it not appearing to your Committee that any other Inconveniency attended Major *Lewiſ's* being concerned in the Execution of the ſaid Contract, than the Abſence of ſome of the Officers from their Poſts at ſome Times neceſſarily occaſioned thereby.

Reſolved, That Mr *Walker* hath not been guilty of any Fraud in the Execution of the ſaid Contract.

Upon a *Motion* made,

Ordered, That Mr *Thomas Walker*, Contractor for ſupplying the Troops with Proviſions, do, in ſix Months, at furtheſt, from this Time, render an Account of all the Proviſions he has received in the County of *Lunenburg* or elſewhere, according to the Terms of the Contract made with this Government, in the Year 1757.

The Houſe being informed, That Mr *Thomas Johnſon*, a Member of this Houſe, having ſaid that Mr *Walker* as Contractor to ſupply the Forces ſtationed in *Auguſta* with Proviſions, had attempted to cheat the Country of eleven Hundred Pounds, was aſked, if that was the Caſe, how it happened that Mr *Walker* was not only continued in Office, but was courted thereto and carreſſed by the Aſſembly, upon which Mr *Johnſon* ſaid the following Words: "You know very little of the Schemes, Plots, and Contrivances that are carried on in the Houſe of Burgeſſes; in ſhort, one holds the Lamb while another ſkins; and it would ſurpriſe any Man to ſee in what Manner the Country's Money is ſquandered away, which I have uſed my utmoſt Endeavour to prevent, in which I could never ſucceed but once, and that to a trifling Amount." That among other Inſtances the ſaid Mr *Johnſon* mentioned the following as a Proof of his Aſſertions: "That when the Clerk's Salary was propoſed to be ſettled, Mr *Randolph*, the Clerk, got up, and walking through the Burgeſſes gave a Nod to his Creatures on each Side, who all followed him out of the Houſe, and promiſed to be for the largeſt Sum propoſed."

Ordered, That the ſaid Information be referred to the Committee of Privileges and Elections; That they do examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

The Houſe proceeded to the Conſideration of the two laſt Reſolutions of the Committee of Propoſitions and Grievances, made on *Thurſday* laſt, and referred to be conſidered this Day; and the firſt of the ſaid Reſolutions being read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

Reſolved,

Reſolved, That the Petitions from the Counties of *Dinwiddie* and *Cheſterfield*, therein mentioned, be rejected.

The *laſt* Reſolution being alſo read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

Reſolved in the Affirmative.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill To prohibit the Juſtices of the County
46 of *Dinwiddie* from obliging the Juſtices of the County of *Cheſterfield* to join with them in building a Bridge a-croſs *Appomattox* River, at *Browder's* Iſland, and it is referred to Mr *Cary* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 14th of March, 32 Geo. II. 1759.

A *Petition* of ſundry Merchants, Planters, and others, reſiding on and trading to *York* River, ſetting forth, that the Warehouſes at *Page's* and *Crutchfield's* in the County of *Hanover*, for the Inſpection of Tobacco, are very inconveniently ſituated; and that the Petitioners are under great Difficulties, Trouble and Expence, in ſending their Tobacco from thence to be ſhipped for Exportation, occaſioned by the Sands in the River *Pamunkey*, on which the ſaid Warehouſes are eſtabliſhed, and the difficult Navigation thereof; by which Means Ships are frequently delayed and prevented from proceeding on their Voyages to *Great Britain*, for Want of the Tobacco they muſt wait for from thoſe Warehouſes; And praying, that the ſaid Warehouſes may be ſuppreſſed, and new ones erected in their Stead at the Town of *Newcaſtle*, in the ſaid County.

Alſo a *Petition* of ſundry Inhabitants of the ſaid County of *Hanover*, in Oppoſition thereto; were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; that they do examine into the ſeveral Matters thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

Mr *Harriſon*, from the Committee of Trade, reported, that the Committee had, according to Order, had under their Conſideration the Bill For further continuing an Act, intituled, *An Act for further continuing certain Acts of Aſſembly therein mentioned* to them committed, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to, by the Houſe.

Ordered, That the ſaid Bill with the Amendments be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, that the Committee had had under their Conſideration divers Propoſitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow.

Reſolved, That it is the Opinion of this Committee, that the Petition from the County of *Weſtmoreland*, praying, that Warehouſes for the Inſpection of Tobacco may be eſtabliſhed on the Land of the Honorable *Philip Ludwell Lee*, Eſq; at a Place called *Stratford* Landing, in the ſaid County; that *Machotique* and *Mattox* Warehouſes may be put under one Inſpection, and that the Inſpectors there may each be allowed £30 a Year which will ſave to the Publick £40 a Year; which, with a Deduction of £10 a Year
47 from the Salaries of the Inſpectors at *Nomony* Warehouſes, whoſe buſineſs will be much leſſened, will afford a ſufficient Salary for the Inſpectors at *Stratford*, without any additional Charge to the Publick, is reaſonable.

Reſolved, That it is the Opinion of this Committee, that the Petition of the Merchants, Planters, Purchaſers and Shippers, concerned in Tobacco brought to *Cabin Point*,

Point Warehouſes, praying the ſaid Houſes may be ſunk, and others erected on the Land of Mr *John Cocke*, lower down the Creek, is reaſonable.

Reſolved, That it is the Opinion of this Committee that the Petition of the Inhabitants of the Pariſh of *Cameron*, in the County of *Loudoun*, praying that the Veſtry of that Pariſh may be diſſolved, is reaſonable.

Reſolved, That it is the Opinion of this Committee, that the Petitions of the Inhabitants of the Pariſh of *Antrim*, in the County of *Halifax*, praying that the Veſtry of that Pariſh may be diſſolved, is reaſonable.

Reſolved, That it is the Opinion of this Committee, that the Petition of *James Douglas* and *Martin Hardin*, praying that three Acres of Land, adjoining the Town of *Dumfries*, may be added thereto, is reaſonable.

Reſolved, That it is the Opinion of this Committee, that the Petition of *Richard Blanks*, praying a Ferry may be eſtabliſhed from his Land, in *Lunenburg* County, over *Staunton* River, at a Place called *Bruaf's* Ford, to the Land of an Orphan of *James Cocke*, deceaſed, is reaſonable.

Reſolved, That it is the Opinion of this Committee, that the Propoſition from the County of *Eſſex*, to alter that Court Day, is reaſonable.

Reſolved, That the Petition from the County of *Halifax*, praying they may be exempted from paying the Taxes impoſed by Law, be rejected.

Reſolved, That it is the Opinion of this Committee, that the Petition from the County of *Auguſta*, praying that the Sum directed by Law to be paid by Pedlars for a Licenſe may be leſſened, be rejected.

Reſolved, That it is the Opinion of this Committee, that the Petition of divers trading People, ſetting forth, that great Numbers of Pedlars from *Pennſylvania* import Rum, Wine, and other Commodities, without paying any Duty; carry away Skins and Furs in the ſame Manner, and carry great Sums of Money in Specie out of the Colony; and praying the Law concerning Pedlars may be amended, is reaſonable.

The *firſt* Reſolution being read a ſecond Time, and the Queſtion put, that the Houſe agree thereto,

Reſolved, in the Affirmative.

The *ſecond* Reſolution being alſo read a ſecond Time, and the Queſtion put, that the Houſe agree thereto,

It paſſed in the Negative.

Reſolved, That the Petition therein mentioned be rejected.

Then the ſeveral other *Reſolutions* were read a ſecond Time, and the Queſtion being ſeverally put, that the Houſe agree thereto,

Reſolved, in the Affirmative.

Ordered, That a Bill or Bills, be brought in, purſuant to the firſt Reſolution; and is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame. *Alſo*

Ordered, That a Bill, or Bills, be brought in, purſuant to the third and fourth Reſolutions; and it is referred to the Committee appointed to bring in a Bill For diſſolving the Veſtry of the Pariſh of *St. Anne*, in the County of *Albemarle*, to prepare and bring in the ſame.

Ordered, That it be an Inſtruction to the Committee to whom the Bill For enlarging 48
the Towns of *Frederickſburg* and *Winchester*, is committed, that they receive a Clauſe, or Clauſes, purſuant to the fifth Reſolution.

Ordered, That it be an Inſtruction to the Committee to whom it is referred to bring in a Bill For eſtabliſhing ſeveral new Ferries, that they receive a Clauſe or Clauſes purſuant to the ſixth Reſolution.

Ordered, That a Bill or Bills be brought in purſuant to the ſeventh and tenth Reſolutions, and it is referred to the Committee for Courts of Juſtice to prepare and bring in the ſame.

Mr

Mr *Carter* alſo reported, That the ſaid Committee had had under their further Conſideration the Petition from the County of *Lunenburg*, praying the ſaid County may be divided, by a Line to be run from *Byrd's* Mill to the Head of *Nottoway*, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and diſagreed to by the Houſe.

Reſolved, That the ſaid Petition be rejected.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act for further continuing an Act, intituled, An Act for laying an additional Duty on Rum and other diſtilled Spirits, not being of the Produce of his Majeſty's Sugar Iſlands.

Alſo to the Bill, *intituled*, An Act to explain an Act, intituled, An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money, for the enſuing Year.

Alſo to the Bill, *intituled*, An Act for continuing an Act, intituled, An Act for the better regulating and diſciplining the Militia.

Alſo to the Reſolve *of this Houſe for allowing* William Hunter, *Printer, the Sum of £300 per Annum, for the Services therein mentioned.*

Ordered, That the Treaſurer of this Colony lay his Accounts before the Houſe.

Mr *Robinſon*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For veſting certain Lands, in the County of *Hanover*, in *Philip Whitehead Claiborne*, Gentleman, in Fee Simple, and for other Purpoſes therein mentioned, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee upon the Bill For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until the firſt Day of *December* next; and for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill, on *Friday* next.

Upon a *Motion* made,

Ordered, That all ſuch Claims and Accounts as ſhall be preſented to this Houſe, during this Seſſion, relating to the Expedition againſt the *Shawneſe*, and alſo of the Militia drafted out to the Protection of the Frontiers of this Colony, yet remaining unadjuſted, be referred to the Conſideration of the Committee of Claims.

Upon a *Motion* made,

Reſolved, That this Houſe will receive no Petitions or Claims after this Day Se'ennight.

A *Petition* of the Juſtices and others of the County of *Fairfax*, in Oppoſition to a Petition therein ſaid to be certified to this Aſſembly, praying that 22000 lbs. of Tobacco may be levied on the ſaid Juſtices, which was by them heretofore levied of the Inhabitants of that County, for building a Wharff at *Alexandria*, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; That they do examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Bill* To enable the Inhabitants of the County of *Loudoun* to pay their public Dues and Officers Fees in Money, was read a ſecond Time, and committed to Mr *Francis Lightfoot Lee*, Mr *Hambleton*, and Mr *Walker*.

Mr *Pendleton* reported, That the Committee to whom the Bill to dock the Intail of certain Lands whereof *Tunſtal Banks* is ſeized, and for ſettling other Lands, and certain Slaves, therein mentioned, of greater Value, to the ſame Uſes, was committed, had examined, into the Allegations thereof, and found them to be true, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the

Amendments,

Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration the Petition of *Tom Step*, *Billy John*, *School Robin*, and *Aleck Scholar*, *Nottoway Indians*, to them referred, and had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

It appears to your *Committee* that the ſaid four *Indians* were in the Service of this Colony, and did behave themſelves with great Bravery during the laſt Campaign, particularly the ſaid *Tom Step*, who diſtinguiſhed himſelf very remarkably in the Action before Fort *Du Queſne*, under the Command of Major *Grant*; and that they are now deſtitute of Subſiſtance for themſelves and Families, occaſioned by their Abſence from Home the laſt Summer.

Reſolved, That the ſaid *Tom Step* ought to be allowed £10, and the other three *Indians* £5 each, as a Reward for their Service, during the laſt Campaign, and to purchaſe neceſſary Subſiſtance for themſelves and Families.

Ordered, That it be an Inſtruction to the Committee of Claims to make Allowances in the book of Claims purſuant to the ſaid Reſolution.

Ordered, That the ſaid ſeveral Sums of Money be lodged in the Hands of the Members for the County of *Southampton*, to be by them laid out in Neceſſaries for the ſaid *Indians*.

Upon a *Motion* made,

Reſolved, That the Treaſurer be deſired to purchaſe a Silver Gorget and a Suit of Cloths, to be preſented to Captain *Thomas Step*, one of the *Nottoway Indians*, as a Mark of Diſtinction, and as a Reward for his brave and gallant Behaviour during the laſt Campaign.

A *Petition* of ſundry Inhabitants of the County of *Hanover*, ſetting forth, That the great Extent of that County, and the inconvenient Situation of the Court Houſe, render it very incommodious for the Petitioners to attend their Buſineſs there, and praying that the ſaid County be divided, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Claim* of *Benjamin Edmondſon* for taking up a Runaway therein mentioned, was preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claim in the Book of Claims.

Mr *Robinſon*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For veſting certain Lands, belonging to the *Pamunkey Indians*, in Truſtees, to be leaſed out for their Benefit, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An engroſſed *Bill*, intituled, *An Act to regulate the Price of* Indian *Corn, in the preſent Scarcity*, was read the third Time and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cabbell* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 15th of March, 32 Geo. II. 1759.

THE *Treaſurer*, according to Order, laid his Accounts before the Houſe.

Ordered, That the ſaid Accounts do lie on the Table, for the Peruſal of the Members of this Houſe.

A *Claim* of *John Street*, Jun. for taking up a Deſerter therein mentioned, was

was prefented to the Houfe and received; and referred to the Conſideration of the Committee of Claims.

Mr *Harriſon*, from the Committee of Trade prefented to the Houfe, according to Order, a Bill For further continuing an Act, intituled, *An Act for continuing ſo much of the Act of Aſſembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the* Miſſiſſippi, *as relates to the raiſing and impoſing, collecting and paying the Duties therein mentioned, and for other Purpoſes therein mentioned*; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration the Petition of *William Iſtobe*, to them referred, and had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſaid Reſolution was again twice read, and agreed to by the Houſe, with an Amendment; and the ſaid Report and Reſolution are as follow:

51 Your *Committee* upon examining into the Petition of the ſaid *William Iſtobe* was not able to collect any Evidence to prove the Truth of the Allegations thereof, other than that it appeared by a Certificate from *John Aſhby*, Captain of one of the ranging Companies, that the Petitioner was enliſted as a Ranger in the ſaid Company, the eighth of *September*, 1755, and continued in the Service until the firſt of *April*, 1756, when he was taken Priſoner by the *French* or their *Indians*; and at that Time there was due to him two Months Pay, which he has not received. And that by the Information of one of the Members of this Houſe, who lived near the Petitioner's Place of Abode, in the County of *Prince William*, before his enliſting as a Ranger, that from the Time of his being taken Priſoner to the Time of his Return Home, was near twenty-two Months, nineteen Months of which Time the Petitioner alledged he was a Priſoner in the Goals of Fort *Du Queſne*, *Montreal*, and *Quebec*, and ſuffered great Hardſhips; and thereupon,

Reſolved, That the Petitioner ought to be allowed the Sum of £ 21 for his Pay, and as a Recompence for the Injuries he ſuffered during his Captivity and Impriſonment.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſaid Allowance in the Book of Claims.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions, from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee, that the Petition from the County of *Culpeper*, praying that a Town may be eſtabliſhed at the Court Houſe of that County, on the Land of *Robert Coleman*, is reaſonable.

Reſolved, That it is the Opinion of this Committee, That the Petition from the County of *Lunenburg*, praying that a Town may be eſtabliſhed where the Country's Magazine is erected in that County, is reaſonable.

52 *Reſolved*, That it is the Opinion of this Committee, That the Petition from the County of *Halifax*, praying that a Town may be eſtabliſhed on the Land of *James Roberts*, Jun. is reaſonable.

Reſolved, That it is the Opinion of this Committee, That the Petitions from the Counties of *Culpeper* and *Orange*, praying that the Owners of Mills on the *Rapidan* River may be obliged to make Slopes in their Mill Dams to let Fiſh paſs up the River, is reaſonable.

Reſolved, That it is the Opinion of this Committee, That that Part of the Petition from the County of *King George*, praying that the Duty on Slaves may be leſſened, is reaſonable.

Reſolved, That it is the Opinion of this Committee, That the Reſidue of the ſaid Petition, praying that Purchaſers of Convicts may be obliged to give Security for their good behaviour, be rejected.

Reſolved,

Reſolved, That it is the Opinion of this Committee, That the Petition from the County of *Elizabeth City*, praying the Fees of Pilots may be regulated and eſtabliſhed by Law, be rejected.

Reſolved, That it is the Opinion of this Committee, That the Petition from the County of *Lunenburg*, praying that a Ferry may be eſtabliſhed from the Land of *Francis Wagſtaff*, over *Roanoke* River, to the Land of *Richard Palmer*, is reaſonable.

Reſolved, That it is the Opinion of this Committee, That the Petition of *William Royſter*, praying that a Ferry may be eſtabliſhed over the ſaid River from his Land, be rejected.

The *four* firſt Reſolutions being read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

The *fifth* and *ſixth* Reſolutions being alſo read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

It paſſed in the Negative.

Reſolved, That ſo much of the Petition from the County of *King George*, praying the Duty on Slaves may be leſſened, be rejected.

Reſolved, That ſo much of the ſaid Petition from the County of *King George*, in the ſixth Reſolution mentioned, praying that Purchaſers of Convicts may be obliged to give Security for their good Behaviour, is reaſonable.

Then the *three* laſt Reſolutions being read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

Ordered, That a Bill or Bills be brought in purſuant to the firſt, ſecond, third, and fourth Reſolutions; and alſo to ſo much of the Petition from the County of *King George*, as relates to the obliging Purchaſers of Convicts to give Security for their good Behaviour; and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame. It is *alſo*

Ordered, That it be an Inſtruction to the ſaid Committee to whom it is referred to bring in a Bill For eſtabliſhing ſeveral new Ferries, that they receive a Clauſe or Clauſes purſuant to the eighth Reſolution.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 16th of March, 32 Geo. II. 1759.

A *Petition* of *John Baſkerville*, ſetting forth, That a Slave of his was lately committed to Goal on Suſpicion of poiſoning ſome of his Neighbours Negroes; but before the Day appointed for his Trial the ſaid Slave periſhed in Goal, the Weather being then ſeverely cold, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Claim* of *Richard Stephenſon*, for a Servant Man inliſted into the Royal *American* Regiment, with a Certificate thereof, and alſo a Valuation of his Time of Service due, according to Law, thereto annexed, was preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claim in the Book of Claims.

A *Petition* of *Thomas Bridgeforth*, praying that an Act may paſs to impower him 52
to make a Cauſeway through the Marſh belonging to *Maximilian Robinſon*, in the County of *Eſſex*, oppoſite to the Petitioner's Land, in Order to render the Paſſage over *Rappahannock* River at all Times practicable, expeditious and convenient; and after the ſame ſhall be compleated to eſtabliſh a public Ferry from his Landing to the ſaid Cauſeway,

and

and with the Benefit thereof to himſelf, and alſo from the ſaid Cauſeway back again to his landing, with the like Privilege, as long as the ſaid *Maximilian Robinſon* and his Heirs ſhall permit the ſame, and refuſe to keep it themſelves, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and, it is referred to Mr *Pendleton* to prepare and bring in the ſame.

A *Petition* of *Robert Armiſtead*, Gentleman, ſetting forth, That a Ferry was formerly kept over *Rappahannock* River, from *Fox's* old Plantation in *Lancaſter* to *Week's* in *Middleſex*; which on the Application of *Baldwin Matthew Smith*, was ſome Years ago put down, and a Ferry eſtabliſhed from *Teague's*, in the ſaid County of *Lancaſter*, to the lower Side of *Parrott's* Creek, *Middleſex*, but that Ferry was never kept up. That the Petitioner is now poſſeſſed of *Fox's* old Plantation aforeſaid, and is deſirous that the old Ferry may be re-eſtabliſhed there, and the new one ſuppreſſed, which will be of great Advantage to Travellers, and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the Committee for Courts of Juſtices to whom it is referred to bring in a Bill For altering the Court Day of *Eſſex* County, to receive a Clauſe or Clauſes for altering the Court Day of *Spotſylvania* County.

The *Order* of the Day being read;

The Houſe reſolved itſelf into a Committee upon the Bill For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until the firſt Day of *December* next; and for raiſing the Sum of £ 26,298. 17. 8, for recruiting, clothing, ſubſiſting and providing for the ſame; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their Conſideration, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill on *Wedneſday* next.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 17th of March, 32 Geo. II. 1759.

A *Repreſentation* of *Adam Stephen*, Eſq; Lieutenant-Colonel in the *Virginia* Regiment, in Behalf of the ſurviving Part of a Detachment of the ſaid Regiment, which was engaged in a Skirmish before Fort *Du Queſne*, under the Command of Major *Grant*, ſetting forth That the ſaid Detachment being overpowered by Numbers of the Enemy, was obliged to retreat, with the Loſs of their Blankets and Shirts, and praying the Conſideration of the Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Wythe* and Mr *Francis Lightfoot Lee*; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For appointing an Agent, and it is referred to Mr *Landon Carter* to prepare and bring in the ſame.

A *Petition* of *David Williams*, ſetting forth, That he was one of the Militia drawn out for the Protection of the Frontiers, in which Service he continued better than two Months, when he returned Home, though without Leave, and praying that he may be allowed his Pay, having never yet received any.

Alſo a *Petition* of ſundry Freeholders, Houſekeepers, and others, Inhabitants on, and near the River *Pamunkey*, in the Counties of *King William* and *Caroline*, ſetting forth

forth, That they are greatly diſtreſſed, eſpecially in theſe Times of Scarcity, by Means of the Reſtraint they are under from ſetting up Weirs and Hedges for catching Fiſh in that River, and praying that they may have Liberty ſo to do.

Alſo a *Petition* of ſundry Inhabitants of the Town of *Richmond*, praying that an Act may paſs to reſtrain Hogs from going at Large in the ſaid Town; were ſeverally preſented to the Houſe and read, and the Queſtion being ſeverally put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Mr *Attorney*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Conſideration the Petition of Mr *John Bell*, to them referred, complaining of an undue Election and Return of Mr *Henry Peyton*, to ſerve as a Burgeſs in this preſent General Aſſembly for the County of *Prince William*, and had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſaid Reſolution was again twice read, and agreed to by the Houſe; and the ſaid Report and Reſolution are as follow:

At the beginning of this Seſſion, your Committee fixed a certain Day for examining into the Allegations of the ſaid Petition, but the Petitioner, nor any Perſon in his Behalf appearing, nor any Depoſitions being returned,

Reſolved, That the ſaid Mr *Henry Peyton* is duly elected to ſerve as a Burgeſs in this preſent General Aſſembly for the ſaid County of *Prince William*.

Upon a *Motion* made,

Reſolved, That the Petition of the ſaid Mr *Bell*, complaining of an undue Election and Return of the ſaid Mr *Peyton*, to ſerve as a Burgeſs in this preſent General Aſſembly for the County of *Prince William*, is frivolous and vexatious.

Ordered, That the ſaid Mr *Bell* do pay unto the ſaid Mr *Peyton* his Coſts occaſioned by the ſaid Petition.

Ordered, That it be an Inſtruction to the Committee of Claims to regulate the ſaid Coſts, and to levy the ſame on the Petitioner in the Book of Claims. 55

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For dividing the County of *Prince William*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Francis Lightfoot Lee* reported, That the Committee to whom the Bill To enable the Inhabitants of the County of Loudoun to pay their public Dues and Officers Fees in Money, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a Third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition from the Inhabitants of the Parish of *Bath*, in the County of *Dinwiddie*, praying that the Veſtry of that Pariſh may be diſſolved, is reaſonable.

Reſolved, That the Petition of *John Bramham*, Jun. praying that a Ferry may be eſtabliſhed from his Landing, in *Orange* County, over the *Rapidan*, to the Landing of *Harbin Moore*, in the County of *Culpeper*, is reaſonable.

Reſolved, That the Petition from the County of *Prince William*, praying the Warehouſes for the Inſpection of Tobacco at *Occoquan*, in that County, may be diſcontinued, is reaſonable .

Reſolved, That ſo much of the Petition of the Inſpectors at *Quantico* Warehouſes, praying an additional Salary for their extraordinary Trouble the two laſt Years, is reaſonable.

Reſolved, That the Sum of ten Pounds a-piece ought to be paid to each of the ſaid Inſpectors, for their extraordinary Trouble in the ſaid two Years.

Reſolved,

Reſolved, That the Reſidue of the ſaid Petition, praying their Salaries may be raiſed for the future, be rejected.

Reſolved, That the Petition of the Inſpectors at *Hunting* Creek Warehouſes, praying their Salaries may be raiſed, be rejected.

Reſolved, That the Petition of the Inſpectors at *Rocky Ridge* Warehouſes, praying their Salaries may be raiſed, be rejected.

Reſolved, That the Petition from the County of *Fairfax*, praying that the Juſtices of that County, who levied the Charge of building a Wharff at the public Warehouſes, in *Alexandria*, upon the Inhabitants of that County, may be obliged to refund the ſame to the County, is reaſonable.

Reſolved, That the ſaid Wharff ought to be veſted in the Truſtees of the ſaid Town of *Alexandria*, and they be impowered to take Wharfage, and out of the Money ariſing
56 thereby to pay the ſaid Juſtices the Money ſo by them to be refunded, and to apply the Overplus towards keeping the ſaid Wharff in Repair.

Reſolved, That the Petition from the County of *Richmond*, praying that *Beckwith's* Warehouſes for the Inſpection of Tobacco may not be diſcontinued, be rejected.

Reſolved, That the Petition of the Inhabitants of the Pariſh of *Overwharton*, in the County of *Stafford*, praying that the Veſtry of that Pariſh may be divided, be rejected.

Reſolved, That the Repreſentation from the County of *Glouceſter*, againſt the Printer, for not ſending the Laws to that Court in a reaſonable Time, be rejected.

Reſolved, That the Petition of *Robert Armiſtead*, praying that the Ferry appointed to be kept from *Teagues*, in the County of *Lancaſter*, over *Rappahannock* River, to the the lower Side of *Parrott's* Creek, in the County of *Middleſex*, may be put down, and a Ferry appointed from *Fox's* old Plantation, in the ſaid County of *Lancaſter*, over the ſaid River, to *Week's* Plantation, in the ſaid County of *Middleſex*, is reaſonable.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, to whom it is referred to bring in a Bill For diſſolving the Veſtry of the Pariſh of *Saint Anne*, in *Albemarle*, that they receive a Clauſe or Clauſes purſuant to the firſt Reſolution.

Alſo, That it be an Inſtruction to the ſaid Committee, to whom it is referred to bring in a Bill For eſtabliſhing ſeveral new Ferries, that they receive a Clauſe or Clauſes purſuant to the ſecond and laſt Reſolutions.

Ordered, That a Bill or Bills be brought in purſuant to the third, ninth, and tenth Reſolutions; and it is referred to the ſaid Committee to prepare and bring in the ſame.

Ordered, That it be an Inſtruction to the Committee of Claims, to make an Allowance in the Book of Claims, purſuant to the fifth Reſolution.

Upon a *Motion* made,

Ordered, That the Committee for Courts of Juſtice be diſcharged from bringing in a Bill purſuant to the Prayer of the Petition from the Inhabitants of *Wincheſter*, relating to Pedlars; and it is referred to the Committee of Trade to prepare and bring in the ſaid Bill.

An *Account* of *Philemon Waters*, for Waggonage on his Majeſty's Service.

Alſo a *Petition* of *Michael Talbot*, praying to be allowed for a Horſe taken from him by the Enemy *Indians*, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Account and Petition be referred to the Committee of Claims; That they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 19th of March, 32 Geo. II. 1759.

A *Claim* of *John Coſby*, for taking up a Runaway, therein mentioned.

Alſo a Claim of *Holt Richeſon*, for taking up a Deſerter therein mentioned, were ſeverally preſented to the Houſe and received.

57 *Ordered*, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

A *Petition* of *John Hobſon*, ſetting forth, That he is now attending in Cuſtody of the Serjeant at Arms, having as he is informed, unhappily incurred the Diſpleaſure of this Houſe, by his Conduct at the late Election of Burgeſſes for the County of *Lunenburg*. That he had no Intention of violating the Freedom of Elections, and that if his Zeal to ſerve his Friends on that Occaſion led him into any indiſcreet Actions, he is heartily ſorry for the ſame, and humbly begs Pardon of this Houſe for his Offence, and ſubmiting himſelf to the Pleaſure of the Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid *John Hobſon* be diſcharged out of Cuſtody, paying Fees.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For diſſolving ſeveral Veſtries therein mentioned, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Bill* For veſting certain Lands, in the County of *Hanover*, in *Philip Whitehead Claiborne*, Gentleman, in Fee Simple, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to the Members for *King William* and *Hanover* Counties.

An engroſſed *Bill*, intituled, *An Act for reducing the ſeveral Acts made for laying an Additional Duty upon Liquors, into one Act*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Harriſon* do carry up the ſaid Bill to the Council for their Concurrence.

A *Petition* of ſundry Inhabitants of the County of *Eſſex*, praying that an Act may paſs for eſtabliſhing a Town on the Lands of *Thomas Ley*, an Infant, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; That they do examine into the matter thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

Several *Petitions* of ſundry Inhabitants of the County of Fairfax, praying that an Act may paſs for adding Part of the County of *Prince William* to the ſaid County of *Fairfax*.

Alſo a *Petition* of ſundry Inhabitants of the County of *Prince William* to the ſame Purpoſe, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions do lie on the Table.

An engroſſed *Bill*, intituled, *An Act to enable the Inhabitants of the County of* Loudoun *to pay their public Dues and Officers Fees in Money, and for other Purpoſes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Francis Lightfoot Lee* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration a Bill For continuing an Act, 68
intituled, *An Act for continuing an Act, intituled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act*, to them committed, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments be engroſſed, and read a third Time.

An engroſſed *Bill*, intituled, *An Act to dock the Intail of certain Lands, whereof* Tunſtal Banks *is ſeized, and for ſettling other Lands, and certain Slaves, therein mentioned, of greater Value, to the ſame Uſes*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Braxton* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday.

Tuesday, the 20th of March, 32 Geo. II. 1759.

A *Petition* of ſundry Inhabitants of the Pariſh of *St. Peter*, in the County of *New Kent*, complaining of many illegal and oppreſſive Proceedings of the Veſtry of the ſaid Pariſh; and praying, that the ſame may be diſſolved, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; that they do examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of *John Naſh*, Jun. late a Captain of a Company of Militia, praying to be allowed for eight Guns, purchaſed by him for the Uſe of his ſaid Company.

Alſo a *Petition* of *Walter Stewart*, ſetting forth, that he acted as Brigade-Major of the *Virginia* Troops, from the 7th of *June* to the Appointment of Captain *Robert Stewart* to that Office, for which he has never received any Satiſfaction, and praying to be allowed for the ſame.

Alſo a *Petition* of ſundry Juſtices of the County of *Prince William*, ſetting forth, that they lately imported for the Uſe of the Militia of their Country (beſides 100 Guns) 100 Pair of Highland Piſtols, which they judged would be very ſerviceable in Action, though they were not required by the Law then ſubſiſting, deſcribing the particular Sort of Arms the Militia was to be provided with, of which Law they were then not acquainted, as the ſame had never been publiſhed amongſt them, and praying that the ſaid Piſtols may be received into the public Magazine, and ſuch other Relief be granted as ſhall be thought reaſonable.

Alſo a *Petition* of *James Jeter*, praying to be allowed for an Hogſhead of Tobacco refuſed at *Bolling's* Point Warehouſes, but not picked and reprized before the ſaid Warehouſes were burned down, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Claims, that they do examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Petition* of *Philip Johnſon*, ſetting forth, that by a late Act of Aſſembly ſundry Lots laid off by the Petitioner were annexed to, and made Part of, the City of *Williamſburg*; but that for Want of proper Streets leading thereto, from the ſaid City, the ſaid Lots were inconvenient to the Purchaſers; that there were formerly ſeveral Streets belonging to the ſaid City, which run through the ſame, extending to his Lands laid off as aforeſaid, which have been ſince turned into Lots, and as ſuch diſpoſed of by the Directors of the ſaid City, and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of the Inſpectors at *Rocky Ridge* Warehouſes, praying an Addition to their Salaries for the Years 1757 and 1758, in Conſideration of the Increaſe of the Quantity of Tobacco inſpected by them, were ſeverally preſented to the Houſe and read; and the Queſtion being ſeverally put, that the ſaid Petitions be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petitions be rejected.

Mr *Bland*, from the Committee of Claims, reported, that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe as follow.

Reſolved, That the Allegations of the Petition of *Jane Brown* are true, and that ſhe ought to be allowed £7 for the Horſe, Bridle and Sadle, in her Petition mentioned.

Reſolved, That the Allegations of the Petition of *John M'Cowen* are true, and that he ought to be allowed £6. 10 for his own Horſe, and £8 as Aſſignee of *Charles Wilſon*, for another Horſe impreſſed in the Service of the Colony.

Reſolved, That the Allegations of the Petition of *Allan Mackrae*, Merchant, are true, and that he ought to be allowed £6. 3. 9 for 884 lb. of Tobacco, damaged and loſt out of the nine Hogſheads in his Petition mentioned, and £2. 5 for picking, packing and reprizing, the ſame.

Reſolved,

Reſolved, That the Executors of *James Taylor*, deceaſed, one of the under Sheriffs of *Caroline* County, ought to be paid £3 for the Loſs ſuſtained by that Part of the Depoſit in their Petition mentioned; and that the Petition of *John Burk*, the other under Sheriff in the ſaid Petition mentioned, be rejected, it appearing to this Committee that he was a Gainer by his Part of the Sheriff's Collection of that County, after the Death of the ſaid *James Taylor*.

Reſolved, That the Petition of *Thomas Penman*, Keeper of the publick Goal, for encloſing the Priſon Lots in the Manner mentioned in his Petition, be rejected.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

Several *Petitions* from ſundry Inhabitants of the County of *Fairfax*, in Oppoſition to Petitions from other Inhabitants of that County, for adding Part of the County of *Prince William* to the ſaid County of *Fairfax*, and for altering the preſent Boundaries of the ſaid Counties of *Prince William*, *Fairfax* and *Loudoun*. 60

Alſo ſeveral *Petitions* from ſundry Inhabitants of the County of *Prince William*, to the ſame Purpoſe.

Alſo a *Petition* from ſundry Inhabitants of the County of *Loudoun*, to the ſame Purpoſe.

Alſo ſundry *Petitions* from divers Inhabitants of the Town of *Alexandria*, in the ſaid County of *Fairfax*, to the ſame Purpoſe, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions do lye on the Table.

Upon a *Motion* made,

Ordered, That the Committee to whom the Bill For enlarging the Towns of *Fredericksburg* and *Winchester* was committed, be diſcharged from proceeding on their Amendments to the ſaid Bill, and the ſame is committed to the Committee of Propoſitions and Grievances.

Mr *Wythe*, from the Committee to whom the Repreſentation of Lieutenant-Colonel *Adam Stephen*, of the *Virginia* Regiment, in Behalf of the ſurviving Part of a Detachment of that Regiment which was engaged in a Skirmiſh before Fort *Du Queſne*, under the Command of Major *Grant*, was referred, reported, That the Committee had had the ſame under their Conſideration, and had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

It appeared to your *Committee* that the Forces commanded by Major *Grant*, in an Expedition againſt Fort *Du Queſne*, when they approached that Place, by his Orders, left behind them their Baggage, leaſt it might retard their March and encumber them in Time of Action: And that 100 Men of the Detachment from the *Virginia* Regiment, in the Skirmiſh near the Fort, overpowered by a much ſuperior Number of the Enemy, were compelled to retreat, with the Loſs of their Blankets and Shirts, which they have been ſince obliged to ſupply out of their Pay; and thereupon,

Reſolved, That the ſaid ſurviving Part of the Detatchment of the *Virginia* Regiment ought to be allowed the Sum of £175.

Ordered, That the Treaſurer's Accounts be referred to Mr *Charles Carter*, Mr *Bland*, Mr *Page*, Mr *Dudley Digges*, Mr *Harriſon*, Mr *Pendleton*, Mr *Cary*, Mr *Lewis*, Mr *George Johnſton*, Mr *Thomas Lee*, Mr *Richard Henry Lee*, and Mr *George Maſon*; That they do examine into the ſeveral Articles thereof, and report the Balance as it ſhall appear to them, to the Houſe.

Mr *Pendleton*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To impower *Thomas Bridgeforth* to erect a Cauſeway through the Marſh oppoſite to his Land, and to receive Ferriages for tranſporting Paſſengers to and from ſuch Cauſeway, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *James Cocke*, Clerk of the Treaſury, praying an Addition to his Salary, in Conſideration of the Encreaſe of his Buſineſs, was preſented to the Houſe and read.

Ordered,

61 *Ordered*, That the ſaid Petition be referred to the Committee to whom the Treaſurer's Accounts are referred; that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

An engroſſed *Bill*, intituled, *An Act for continuing the Act intituled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, was read the third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for further continuing an Act, intituled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act*, was read the third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Ordered, That there be a Call of the Houſe To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 21st of March, 32 Geo. II. 1759.

SEVERAL *Claims* of *William Blakely*, *Michael Singleton*, *John Riggan*, *William Brown* and *Joſeph Perrin*, for taking up Runaways, therein mentioned.

Alſo the *Claims* of *John Barratt*, and Captain *Pinkethman Hawkins*, for taking up Deſerters therein mentioned, were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſaid Claims in the Book of Claims.

A *Claim* of *Edmund Browder*, for a Quantity of Tobacco picked and put in Bulk in *Bolling's* Warehouſes before the ſame were burned, was preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

A *Petition* of *John Southerland* and *Michael Wallis*, Surgeons, ſetting forth, that, by Order of the County Lieutenant of *Prince William*, they attended one *Iſaac Norman*, a Soldier who had been accidentally ſhot by one of the Officers of the Regiment, and praying ſuch Allowance as ſhall be thought reaſonable, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Claims; that they do examine into the Allegations thereof, and report the ſame with their Opinions thereupon, to the Houſe.

A *Meſſage* from the Council by Mr *Walthoe*.

62 *That they have agreed to the* Bill, *intituled*, An Act for continuing the Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned.

Alſo to the Bill, *intituled*, An Act for further continuing an Act, intituled An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act.

Alſo to the Bill, *intituled*, An Act to dock the Intail of certain Lands whereof *Tunſtal Banks* is ſeized, and for ſettling other Lands, and certain Slaves, therein mentioned, of greater Value, to the ſame Uſes.

Alſo to the Bill, *intituled*, An Act for reducing the ſeveral Acts made for laying a Duty upon Liquors into one Act, *without any Amendments*.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee upon the Bill For completing the Regiment in the Pay of this Colony to 1000 Men, to be

be continued in the Service until the 1st Day of *December* next, and for raiſing the Sum of £26, 298. 17. 8 for recruiting, clothing, ſubſiſting and providing, for the ſame.

Ordered, That it be an Inſtruction to the ſaid Committee, to receive a Clauſe, or Clauſes, for raiſing an additional Number of 500 Men, to be employed in the Service of this Colony.

And then the Houſe reſolved itſelf into a Committee upon the ſaid Bill, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Bill under their further Conſideration, and made ſome Amendments thereto, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again [reſolve] itſelf into a Committee upon the ſaid Bill To-morrow.

Ordered, That Mr *Dandridge* have leave to be abſent from the Service of this Houſe till *Monday* next.

A *Petition* of ſundry Inhabitants of the upper and lower Precincts of *Chriſt Church* Pariſh, in the County of *Lancaſter*, ſetting forth, that each Precinct of the ſaid Pariſh, though but one, has hitherto acted separate from the other in all Parochial Matters, except ſome few Particulars, with a Veſtry of 12 Men belonging to each Part, which frequently occaſions Diſputes and Controverſies; and further, that ſome of the ſaid Veſtry have not ſubſcribed to be conformable to the Doctrine and Diſcipline of the Church of *England*, and praying that the ſaid Veſtries may be diſſolved, the two Precincts united into one Pariſh, and one Veſtry appointed for the whole, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; that they do examine into the Matter thereof, and report the ſame, with their Opinons thereupon, to the Houſe.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 22d of March, 32 Geo. II. 1759.

MR *Landon Carter*, from the Committee for Courts of Juſtice, preſented to the Houſe, according to Order, a Bill For altering the Court Days of the Counties of *Eſſex* and *Spotſylvania*; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to 63
the Houſe, according to Order, a Bill To oblige the Owners of Mills on the River *Rapidan*, to make Openings or Slopes in their Mill Dams for the Paſſage of Fiſh, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

The *Order* of the Day being read;

The Houſe again reſolved itſelf into a Committee upon the Bill For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until the firſt Day of *December* next; and for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their further Conſideration, and made ſeveral other Amendments thereto, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

Upon a *Motion* made,

Ordered, That the Committee of Propoſitions and Grievances be diſcharged from proceeding further on the Petition of ſundry Merchants, Planters, and others, trading to *York* River, for removing the Warehouſes for Inſpection of Tobacco from *Crutchfield's*

and

and *Page's* to *Newcaſtle*. And it is further ordered, That the Conſideration of the ſaid Petition be put off till next Seſſion.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 23d of March, 32 Geo. II. 1759.

The *Order* of the Day being read;

The Houſe again reſolved itſelf into a Committee upon the Bill For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until the firſt Day of *December* next; and for raiſing the Sum of £26,298. 17.8, for recruiting, clothing, ſubſiſting, and providing for the ſame; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their further Conſideration, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill on *Tueſday* next.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill To prohibit Maſters and Owners of Slaves to give general Licences to trade for themſelves, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Bill* To impower *Thomas Bridgforth* to erect a Cauſeway through the Marſh oppoſite to his Land, and to receive Ferriages for tranſporting Paſſengers to and from ſuch Cauſeway, was read a ſecond Time, and committed to the Committee of Propoſitions and Grievances.

64 Mr *Gaines* reported, That the Committee to whom the Bill For veſting certain Lands in the County of *Hanover*, in *Philip Whitehead Claiborne*, Gentleman, in Fee Simple, and for other Purpoſes therein mentioned, was committed, had examined into the ſame, and found the Allegations thereof to be true; and he delivered the Bill in at the Table.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee, That the Petition of *Benjamin Grymes*, praying that he may be allowed to keep a Ferry from the public Quay in the Town of *Frederickſburg*, to the Land of *Anthony Strother*, in the County of *King George*, be rejected.

Reſolved, That it is the Opinion of this Committee, That the Petitions of the Truſtees and Directors of the Town of *Frederickſburg*, and of *James Hunter*, an Orphan, in Oppoſition thereto, are reaonable.

Reſolved, That it is the Opinion of this Committee, That the Propoſition from the County of *Spotſylvania*, for repealing the Act of Aſſembly, intituled, *An Act for altering the Place for holding Courts in the County of* Spotſylvania, be rejected.

Reſolved, That it is the Opinion of this Committee, That the Petition from the ſaid County, in Oppoſition thereto, is reaſonable.

Reſolved, That it is the Opinion of this Committee, That ſo much of the Petition of the Inhabitants of that Part of the Pariſh of *Suffolk*, in the County of *Nanſemond*, called the Lower Pariſh, praying the Veſtry of the ſaid Pariſh may be diſolved, is reaſonable.

Reſolved, That it is the Opinion of this Committee, That ſo much of the ſaid Petition, praying that that Part of the ſaid Pariſh of *Suffolk*, called the Lower Pariſh, may elect twelve Veſtrymen, and that Part called *Chuckatuck* twelve others, be rejected.

Reſolved,

Reſolved, That it is the Opinion of this Committee, That all the Donations in the ſaid Petition mentioned, to wit, that of *Richard Bennett*, the Elder, Eſq; of *Thomas Lilly*, and of *Richard Bennett*, the Younger, Eſq; ought to be applied ſolely to the Relief of the Poor of that Part of the ſaid Pariſh of *Suffolk*, called the Lower Pariſh, and to no other Uſe Whatſoever.

Reſolved, That it is the Opinion of this Committee, That the Inhabitants on each Side of *Nanſemond* River, in the ſaid Pariſh of *Suffolk*, ought to chuſe ſix Veſtrymen; and that when a Vacancy happens, the ſame ought to be filled up by the Veſtry, with an Inhabitant of the Pariſh dwelling on that Side the River where the Vacancy happens to be.

Reſolved, That it is the Opinion of this Committee, That the Petition of the Inhabitants of the Reſidue of the ſaid Pariſh of *Suffolk*, in Oppoſition to the Petition of the Inhabitants of that Part of the ſaid Pariſh, called the Lower Pariſh, be rejected.

Reſolved, That it is the Opinion of this Committee, That the Petition of the Inhabi- 65
tants of the Pariſh of *Chriſt Church*, in the County of *Lancaſter*, praying the Veſtry of the ſaid Pariſh may be diſſolved, is reaſonable.

The *two* firſt Reſolutions being read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

Ordered, That the further Conſideration of the third and fourth Reſolutions be put off till To-morrow.

The *fifth*, *ſixth*, and *ſeventh* Reſolutions being alſo read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

The *eighth* Reſolution being alſo read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

Then the *ninth* and *tenth* Reſolutions being alſo read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

Ordered, That a Bill or Bills be brought in purſuant to the fifth and ſeventh Reſolutions; and it is referred to Mr *Lemuel Riddick* to prepare and bring in the ſame.

And then the Houſe adjourned till Tomorrow Morning Eleven o'Clock.

Saturday, the 24th of March, 32 Geo. II. 1759.

MR *Riddick*, preſented to the Houſe, according to Order, a Bill For diſſolving the Veſtry of the Pariſh of *Suffolk*, in the County of *Nanſemond*, and for other Purpoſes therein mentioned, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act to enable the Inhabitants of the County of *Loudoun* to pay their public Dues and Officers Fees in Money, and for other Purpoſes therein mentioned.

Mr *Wythe*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For the better regulating *Eaton's* Charity School, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration ſeveral Petitions, and a Memorial, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then

then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *James Jeter* be rejected; it appearing to this Committee that the ſaid *Jeter* hath already been paid for the Hogſhead of Tobacco in his Petition mentioned.

66 *Reſolved*, That the Allegations of the Petition of *John Baſkerville* are true; and that he ought to be allowed the Sum of £85 for the Slave in his Petition mentioned.

Reſolved, That the Allegations of the Petition of *Michael Tebolt* are true; and that he ought to be allowed the Sum of £10, for the Horſe in his Petition mentioned.

Reſolved, That ſo much of the Petition of *John Moreton* and *Thomas Moreton*, as relates to their own Pay, is reaſonable; and that the reſt of the ſaid Petition, as to the Pay of the Non-Commiſſion Officers and private Men, be rejected.

Reſolved, That the Allegations of the Petition of *John Sutherland* and *Michael Wallis*, Surgeons, are true; and that they ought to be allowed the Sum of £6, for their Services in the ſaid Petition mentioned.

Reſolved, That the Petition of the Juſtices of the County of *Prince William* is reaſonable; and that the Piſtols, in the Petition mentioned, which coſt the Petitioners the Sum of £257. 6. 8. current Money, will be uſeful to the Public.

Reſolved, That the Memorial of *Walter Stewart*, a Captain in the firſt *Virginia* Regiment, is reaſonable; and that he ought to be allowed the Sum of £27. 10 for his Pay as Brigade-Major to the *Virginia* Troops from the ſeventh of *June* to the firſt of *Auguſt* laſt paſt.

Reſolved, That the Allegations of the Petition of *Thomas Hall* are true; and that he ought to be allowed the Sum of £6. 5, with Intereſt thereon according to the Act of Aſſembly, for the Hogſhead of Tobacco in his Petition mentioned, which was burnt at *Bolling's* Point Warehouſes.

Reſolved, That the Petition of *John Naſh*, Jun. be rejected.

Ordered, That it be an Inſtruction to the ſaid Committee to make the ſeveral Allowances in the Book of Claims purſuant to the ſecond, third, fourth, fifth, ſixth, ſeventh, and eight Reſolutions.

Mr *Randolph*, according to Order, preſented to the Houſe, a Bill For appointing an Agent, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

The ſaid *Bill* was read a ſecond Time.

67 Upon a *Motion* made,

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition from the County of *Eſſex*, praying that a Town may be eſtabliſhed on the Land of *Thomas Ley*, an Infant, on *Rappahannock* River, in the ſaid County, is reaſonable.

Reſolved, That the Petition from the County of *Halifax*, praying that Warehouſes for the Inſpection of Tobacco may be erected on the Confluence of the Rivers *Dan* and *Staunton*, on the Land of the Honorable *William Byrd*, Eſquire, be rejected.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, to whom the Bill For enlarging the Towns of *Frederickſburg* and *Wincheſter*, is committed, that they receive a Clauſe or Clauſes purſuant to the firſt Reſolution.

Upon a *Motion* made,

Ordered, That the Conſideration of the two Reſolutions from the Committee of Propoſitions and Grievances, made Yeſterday, and referred to be conſidered this Day, be put off till *Tueſday* next.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday.

Monday, the 26th of March. 32 Geo. II. 1759.

A *Bill* For veſting certain Lands belonging to the *Pamunkey Indians* in Truſtees, to be leaſed out for their Benefit, was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third Time.

Mr *Bland*, from the Committee of Claims, reported, that the Committee had, according to Order, had under their Conſideration the Petition of *William Alcock* and *Nicholas Ware*, Inſpectors at *Conway's* Warehouſe; and the Petition of *William Garrard*, to them referred; and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Allegations of the Petition of the ſaid *William Alcock* and *Nicholas Ware* are true, and that they ought to be paid £18. 19. 6 which they paid to the Owners of the 2050 lbs. of Tobacco, which was ſtolen out of the Warehouſes, after the ſame were broke open.

Reſolved, That the Petition of *William Garrard* be rejected, it not appearing to this Committee that the Horſes mentioned in the ſaid Petition were employed in the Service of the Colony.

Ordered, That it be an Inſtruction to the Committee of Claims to make an Allowance in the Book of Claims, purſuant to the firſt Reſolution.

A *Bill* For the better regulating *Eaton's* Charity School was read a ſecond Time, and committed to Mr *Wythe*, and the Members for *Elizabeth City* County.

A *Bill* To oblige the Owners of Mills, on the River *Rappidan*, to make Openings or Slopes in their Mill Dams for the Paſſage of Fiſh, was read a ſecond Time, and committed to the Committee of Propoſitions and Grievances.

A *Bill* For dividing the County of *Prince William* was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third time.

Ordered, That the ſeveral Petitions from the ſeveral Counties of *Prince William Fairfax* and *Loudoun*, for and againſt the Diviſion of the ſaid County of *Prince William*, preſented to the Houſe on the 19th and 20th Inſtants, and ordered to lye on the Table, be referred to the Committee of Propoſitions and Grievances; that they do examine into the Matter of the ſaid Petitions, and report the ſame, with their Opinions thereupon, to the Houſe.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governor commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly, Mr *Speaker*, with the Houſe, went up; and being returned, he reported, 68
that he with the Houſe had attended the Governor in the Council Chamber, where his Honor was pleaſed to ſignify to him, that he had juſt received a Letter from the Right Honorable Mr Secretary *Pitt*, dated at *Whitehall* the 29th of *December* laſt, by one of his Majeſty's Ships of War, ſent Expreſs to this and the other Governments on the Continent; which Letter he had delivered to him, and deſired him to lay it before this Houſe, at the ſame Time recommending it to their immediate Conſideration; and he delivered the ſaid Letter in at the Table, where it was read.

Ordered, That the ſaid Letter be referred to the Conſideration of the Committee of the whole Houſe, to whom the Bill For completing the Regiment in the Pay of this Colony to 1000 Men, to be continued in the Service until the firſt Day of *December* next, and for raiſing the Sum of £26,298. 17. 8 for recruiting, clothing, ſubſiſting and providing for the ſame, is committed.

Mr *Bland*, from the Committee of public Claims, reported, that the Committee had examined and conſidered all the publick Claims which had been laid before them this Seſſion

Seſſion, and agreed upon a Report, which he had entered in a Book, and he delivered the Book in at the Table.

Ordered, That the ſaid Report do lye on the Table.

A *Bill* For encouraging Arts and Manufactures was read a ſecond Time, and committed to Mr *Charles Carter*, Mr *George Johnſton*, Mr *Francis Lightfoot Lee* and Mr *Bland*.

A *Bill* For diſſolving ſeveral Veſtries therein mentioned was read a ſecond Time, and committed to the Committee of Propoſitions and Grievances.

Ordered, That it be an Inſtruction to the ſaid Committee, that they receive a Clauſe or Clauſes, for diſſolving the Veſtry of the Pariſh of *Chriſt Church*, in the County of *Lancaſter*, purſuant to the Reſolutions of the ſaid Committee, agreed to by the Houſe on *Friday* laſt.

An ingroſſed *Bill*, intituled, *An Act for veſting certain Lands, in the County of* Hanover, *in* Philip Whitehead Claiborne, *Gentleman, in Fee Simple, and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Gaines* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 27th of March, 32 Geo. II. 1759

UPON a *Motion* made,

Ordered, That Leave be given to bring in a Bill To impower *Bernard Moore*, Gentleman, acting Executor of the Will of *John Spotſwood*, Eſq; to apply the Rents and Profits of the entailed Eſtate whereof he died ſeized, to the Payment of the Debts and Legacies of his Father Major-General *Spotſwood*, deceaſed; and it is referred to Mr *Wythe* to prepare and bring in the ſame.

An ingroſſed *Bill*, intituled, *An Act for appointing an Agent*, was read the third Time, and the Blanks therein filled up.

69 *Reſolved*, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

The Houſe proceeded to the Conſideration of the two Reſolutions (Part of the Report) from the Committee of Propoſitions and Grievances made on *Friday* laſt, and referred to be conſidered this Day; and the ſaid Reſolutions being again read, and the Queſtion ſeverally put, that the Houſe do agree thereto,

It paſſed in the Negative.

Reſolved, That the Propoſition from the County of *Spotſylvania*, in the firſt of the ſaid Reſolutions mentioned, for repealing the Act of Aſſembly, intituled, *An Act for altering the Place for holding Courts in the County of* Spotſylvania, is reaſonable.

Ordered, That a Bill or Bills be brought in purſuant to the ſaid Reſolution, and it is referred to Mr *Lewis* and Mr *William Waller* to prepare and bring in the ſame.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee upon the Bill For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until the firſt Day of *December* next; and for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

A *Bill* For further continuing the Act, intituled, *An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned*, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

An ingroſſed *Bill*, intituled, *An Act for veſting certain Lands belonging to the* Pamunkey Indians *in Truſtees, to be leaſed out for their Benefit*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered,

Ordered, That Mr *Gaines* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration the Petition of ſundry Inhabitants of the Pariſh of *Saint Peter*, in the Counties of *New Kent* and *James City*, praying the Veſtry of the ſaid Pariſh may be diſſolved, to them referred, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid Petition be rejected.

A *Motion* was made for Leave to bring in a Bill For diſſolving the County of *Hampſhire*, and re-uniting it to the County from whence it was taken; and the Queſtion being put thereupon,

It paſſed in the Negative.

And then the Houſe adjourned till To-morrow Morning, Eleven o'Clock.

Wednesday, the 28th of March, 32 Geo. II. 1759.

MR. *Lewis* preſented to the Houſe, according to Order, a Bill For repealing the Act for altering the Place for holding Courts in the County of *Spotſylvania*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

The Houſe proceeded to the Conſideration of the Book of Claims, and Part thereof was read and agreed to, with ſome Amendments.

Ordered, That the further Conſideration of the ſaid Book be put off till To-morrow.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill To put *Matchotique* and *Mattox* Warehouſes, in the County of *Weſtmoreland*, under one Inſpection; for erecting a Warehouſe at *Stratford* Landing in the ſaid County, and other Purpoſes therein mentioned; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Harriſon*, from the Committee of Trade, preſented to the Houſe, according to Order, a Bill For reducing the ſeveral Acts for licenſing Pedlars, and preventing Frauds in the Duties upon Skins and Furs into one Act; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act for appointing an Agent, *with ſome Amendments, to which they deſire the Concurrence of this Houſe.*

Alſo to the Bill, *intituled*, An Act for veſting certain Lands, in the County of *Hanover*, in *Philip Whitehead Claiborne*, Gentleman, in Fee Simple, and for other Purpoſes therein mentioned, *without any Amendments.*

The Houſe immediately proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill For appointing an Agent: and the ſame being read, were agreed to.

Ordered, That Mr *Charles Carter* do go up with a Meſſage to the Council, and inform them thereof.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee upon the Bill For compleating the Regiment in the Pay of this Colony to one Thouſand Men, to be continued in the Service until the firſt Day of *December* next, and for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For appointing ſeveral new Ferries; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr

Mr *Carter* alſo reported, That the ſaid Committee had made ſeveral Amendments to the Bill For enlarging the Towns of *Frederickſburg* and *Wincheſter*, to them committed, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where they were again read.

Ordered, That the ſaid Bill be recommitted to the ſaid Committee.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 29th of March, 32 Geo. II. 1759.

71 THE *Order* of the Day being read;

The Houſe again reſolved itſelf into a Committee upon the Bill For compleating the Regiment in the Pay of this Colony to one Thouſand Men, to be continued in the Service until the firſt Day of *December* next; and for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their further Conſideration, together with Mr Secretary *Pitt's* Letter, to the ſaid Committee referred; and that they had made ſeveral Amendments to the ſaid Bill, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered them in at the Table, where they were again read, and Part thereof agreed to, with an Amendment.

Ordered, That the further Conſideration of the ſaid Amendments be put off till To-morrow.

Ordered, That the further Conſideration of the Book of Claims be put off till To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 30th of March, 32 Geo. II. 1759.

A *Bill* For repealing the Act for altering the Place for hold ing Courts in the County of *Spotſylvania*, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

An engroſſed *Bill*, intituled, *An Act for further continuing the Act, intituled, An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned*, was read the third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act for veſting certain Lands, belonging to the *Pamunkey Indians*, in Truſtees, to be leaſed out for their Benefit, *with ſome Amendments, to which they deſire the Concurrence of this Houſe.*

A *Motion* was made for Leave to bring in a Bill To ſupply the Deficiencies of Part of the Fund appropriated for the Redemption of the Treaſury Notes; and the Queſtion being put thereupon,

It paſſed in the Negative.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had, according to Order, had under their Conſideration the Accounts for Damages done by the *Indians*
72 which were returned to this preſent Seſſion by the ſeveral Commiſſioners, according to the Directions of the Act of Aſſembly in *September* laſt; and alſo the Accounts for Horſes

loſt

loſt on the *Shawneſe* Expedition; and the Accounts for Proviſions, and the Pay of the Militia, which have not been before ſettled and allowed; and had agreed upon a Report, which he read in his Place, and then delivered in at the Table.

Ordered, That the ſaid Report do lie on the Table, for the Peruſal of the Members of this Houſe.

The Houſe proceeded to the further Conſideration of the Amendments propoſed by the Committee of the whole Houſe, to the Bill For compleating the Regiment in the Pay of this Colony to One Thouſand Men, to be continued in the Service until the firſt Day of *December* next; and for raiſing the Sum of £26,298. 17. 8, for recruiting, clothing, ſubſiſting, and providing for the ſame; and the reſt of the ſaid Amendments being again read, were agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill, with the Amendments, as amended, be engroſſed, and read a third Time.

A *Motion* was made for Leave to bring in a Bill To oblige the Importers of Slaves, for their own Uſe, to pay a Duty; and the Queſtion being put thereupon,

It paſſed in the Negative.

Ordered, That Mr *Green* have Leave to be abſent from the Service of this Houſe for the Remainder of this Seſſion, and Mr *Randolph* till this Day Se'nnight.

Ordered, That the further Conſideration of the Book of Claims be put off till To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday. the 31st of March. 32 Geo. II. 1759.

MR *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill To oblige the Juſtices of *Fairfax* to refund to the County a quantity of Tobacco, and for other Purpoſes therein mentioned, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Carter* alſo reported, That the ſaid Committee had, according to Order, had under their Conſideration the Bill To impower *Thomas Bridgforth* to erect a Cauſeway through the Marſh oppoſite to his Land, and to receive Ferriages for tranſporting Paſſengers to and from ſuch Cauſeway, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where they were again twice read, and agreed to by the Houſe.

Then the *Queſtion* being put that the ſaid Bill be engroſſed, and read a third Time,

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

Upon a *Motion* made,

Ordered, That the Speaker do tranſmit to Colonel *Peter Schuyler*, of the *Jerſeys*, the Thanks of this Houſe, for his unparalelled Tenderneſs and Humanity to Captain *Robert Stobo* and ſeveral other Inhabitants of this Colony, who have been, and ſtill are unfortunate Priſoners in *Canada*; and that the Treaſurer of this Colony do, by the firſt convenient Opportunity, remit to him the full Amount of his Account, now laid before this Houſe, with Intereſt from the Time the Money was advanced.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill To oblige the Purchaſers of Convicts to give Security for their good Behaviour, and the ſame was read the firſt Time, and the Queſtion being put that it be read a ſecond Time,

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill, intituled, *An Act for veſting certain Lands, belonging to the* Pamunkey Indians,

Indians, *in Truſtees, to be leaſed out for their Benefit*, and the ſame being read, were agreed to.

Ordered, That Mr *Pendleton* do go up with a Meſſage to Council, and inform them thereof.

An engroſſed *Bill*, intituled, *An Act for repealing the Act for altering the Place for holding Courts in the County of* Spotſylvania, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Lewis* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Charles Carter* reported, That the Committee of Propoſitions and Grievances, to whom the Bill To oblige the Owners of Mills, on the River *Rapidan*, to make Openings or Slopes in their Mill Dams for the Paſſage of Fiſh, was committed, had had the ſame under their Conſideration, and made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the ſaid Amendments were again twice read, and Part agreed to, and the reſt diſagreed to.

Ordered, That the ſaid Bill, with the Amendments agreed to, be engroſſed, and read a third Time.

Ordered, That the further Conſideration of the Book of Claims be put off till To-morrow.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 2nd of April, 32 Geo. II. 1759.

THE Houſe reſumed the adjourned Conſiderationof the Book of Claims, and other Part thereof was read, and agreed to.

Ordered, That the further Conſideration of the ſaid Book be put off till To-morrow.

74 Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions from ſeveral Counties, to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at theTable, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the ſeveral Petitions from the Counties of *Prince William* and *Fairfax*, praying that Part of the ſaid County of *Prince William* may be added to the County of *Fairfax*, be rejected.

Reſolved, That the ſeveral Petitions from the Counties of *Fairfax* and *Prince William*, in Oppoſition thereto, are reaſonable.

Reſolved, That the Petition from the County of *Prince William*, praying that if the ſaid County is divided, two Thouſand Tithables may be left in the ſaid County, be rejected.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For paying the Burgeſſes Wages in Money, for this preſent Seſſion of Aſſembly, and it is referred to Mr *Bland* to prepare and bring in the ſame.

An engroſſed *Bill*, intituled, *An Act for granting an Aid to his Majeſty for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Ordered, That Mr *Waſhington* have Leave to be abſent from the Service of this Houſe for the Remainder of this Seſſion.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday.

Tuesday, the 3rd of April, 32 Geo. II. 1759.

THE Houſe proceeded to the further Conſideration of the Book of Claims, and other Part thereof was read, and agreed to.

Ordered, That the further Conſideration of the ſaid Book be put off till To-morrow.

Mr *Attorney*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Conſideration the Information againſt Mr *Thomas Johnſon*, to them referred; examined into the Matter thereof, agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and with an Amendment made and agreed to by the Houſe, is as follow:

It appears to this *Committee*, by the Evidence of ſeveral Witneſſes, who were ſolemnly examined upon Oath, That Mr *Johnſon*, at his own Houſe, on the Evening of *Louiſa* Court Day, in the Month of *November* laſt, introduced a Diſcourſe concerning Mr *Walker's* Conduct as a Contractor for Proviſions, and concerning the Proceedings of the Houſe of Burgeſſes in the Seſſion held the *September* before; in which Diſcourſe, among other Things, he ſaid, "That Mr *Walker* had cheated the Country out of eleven Hundred Pounds;, and being aſked how it was poſſible for Mr *Walker* to impoſe upon ſo many Gentlemen as the Houſe of Burgeſſes conſiſted of, and yet not only continue in Office, but be courted ſo to do; anſwered, "You know little of the Plots, Schemes, and Contrivances that are carried on there; in ſhort, one holds the Lamb while the other ſkins; many of the Members are in Places of Truſt and Profit, and others want to get in, and they are willing to aſſiſt one another in paſſing their Accounts; and it would ſurprize any Man to ſee how the Country's Money is ſquandered away, which he had uſed his Endeavours to prevent, and could never ſucceed but once, and that to a trifling Amount. That when the Clerk's Salary was propoſed, he walked through the Burgeſſes, and nodded to his Creatures or Partizans on each Side, who followed him out of the Houſe: That he, Mr *Johnſon*, alſo received a Nod, which he diſregarded, but being afterwards particularly beckoned to went out, and was ſollicited by Mr *Randolph*, the Clerk, and many of the Members, to be for the largeſt Sum which was propoſed for the Clerk's Salary, which he refuſed, but moſt of the other Members went in and voted for the largeſt Sum, which was carried."

Reſolved, That the aforementioned words, ſpoken by Mr *Johnſon*, are falſe, ſcandalous, and malicious, and reflect highly on the Honor of the Houſe.

And a Debate thereon ariſing, and the Queſtion being put that the Houſe do agree to the ſaid Reſolution, the Houſe divided,

Yeas, 37,
Noes, 32,

Reſolved in the Affirmative.

And thereupon, a *Motion* was made, and it was accordingly

Ordered, That the Speaker be directed to reprimand the ſaid Mr *Johnſon*, in his Place, for his Offence, mentioned in the ſaid Reſolution.

Mr *Johnſon* was accordingly called in, and Mr *Speaker*, from the Chair, did reprimand him, in his Place, accordingly.

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the Committee of Privileges and Elections to regulate and ſettle the Coſts and Charges accruing on the information againſt the ſaid Mr *Johnſon*.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act for granting an Aid to his Majeſty, for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned.

Alſo

Alſo to the Bill, *intituled*, An Act for further continuing the Act, intituled, An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned.

Upon a *Motion* made,

Ordered, That *John Buchanan*, of *Auguſta*, do, within three Months from this Time, ſettle with the Commiſſioners, in *Williamſburg*, appointed by an Act of Aſſembly for that Purpoſe, his Account of the Proviſions by him purchaſed for the *Cherokee Indians*, and render to them an exact Account how the ſame was applied, and to whom delivered.

76 Mr *Nicholas*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To amend an Act, intituled, *An Act for regulating Ordinaries and Reſtraint of tipling Houſes*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An engroſſed *Bill*, intituled, *An Act for dividing the County of* Prince William, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Henry Lee* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 4th of April. 32. Geo. II. 1759.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

A *Bill* For appointing ſeveral new Ferries, was read a ſecond Time, and committed to Mr *Bland*, Mr *Pendleton*, and Mr *Terry*.

Upon a *Motion* made,

Ordered, That the Committee to whom the Bill For the better regulating *Eaton's* Charity School was committed, be diſcharged from proceeding thereon; and that the ſaid Bill be committed to the Committee of Propoſitions and Grievances.

Mr *Wythe* preſented to the Houſe, according to Order, a Bill To enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, and for other Purpoſes therein mentioned; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Upon a *Motion* made,

Ordered, That an Addreſs be made to the Governor, to inform his Honor that it is the Senſe of this Houſe, that the Commiſſioners appointed by an Act of Aſſembly, intituled, *An Act for appointing Commiſſioners to examine and ſtate the Accounts of Proviſions, and the Pay of the Militia, and of the Damages done the Inhabitants of this Colony by the* Cherokee *and* Catawba Indians, *and for other Purpoſes therein mentioned*, have no Power to ſettle any Accounts accruing ſince the paſſing the ſaid Act; and to deſire that his Honor will be pleaſed to ſtop the Payment of the Warrants lately granted to Captain *Sayers* and *Brackenridge* for the Pay of their Companies of Militia, and that he will be pleaſed to grant no more Warrants on ſuch Certificates.

An engroſſed *Bill*, intituled, *An Act to oblige the Owners of Mills, on the River* Rapidan, *to make Openings or Slopes in their Mill Dams, for the Paſſage of Fiſh*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

77 A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act for repealing the Act for altering the

the Place for holding Courts in the County of *Spotſylvania*, *with ſome Amendments, to which they deſire the Concurrence of this Houſe.*

Ordered, That a Committee be appointed to examine the inrolled Bills, to conſiſt of the following Perſons, *viz.* Mr *William Digges*, Mr *William Waller*, Mr *Read*, Mr *Cabbell*, Mr *Henry Lee*, Mr *George Johnſton*, and Mr *Robinſon*.

Mr *Charles Carter* reported, That the Committee appointed to examine the Treaſurer's Accounts had, according to Order, had the ſame under their Conſideration, and examined all the ſeveral Articles and Vouchers thereof, and had agreed upon a Report, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

It appears that the ſaid *Accounts* are truly ſtated; and that there remains in the Treaſurer's Hands a Balance ariſing on the Duties from Liquors and Slaves, and on Writs, Ordinary Licences, and Wheel Carriages, and the Balances paid in by the Inſpectors of public Warehouſes, the Sum of £398. 11. 4. That there remains in the Treaſurer's Hands £3993. 16. 11, of the Money reſerved for the Redemption of the old Notes bearing Intereſt, ſo many of the ſaid Notes remaining ſtill out. That burnt Tobacco Notes, not yet taken in, amount to £4996; and there is in the Treaſurer's Hands, of the Fund appropriated for their Redemption, £4590. 7. 8, the ſaid Fund being deficient the Sum of £405. 12. 4. That there ſtill remains in the Treaſurer's Hands the Sum of £3500 the Balance due to the Commiſſioners for the *Indian* Trade, as mentioned in the former Accounts. That there hath come to the Treaſurer's Hands for the Duty on Tobacco in 1758, and for the Land and Poll Tax in the ſaid Year, and ſome Arrears of the Years 1756 and 1757, the Sum of £21,798. 18, which remains for the Redemption of the Treaſury Notes redeemable in the Year 1765. That there alſo remains in the Treaſurer's Hands a Balance of £17,633. 4. 6 for the Treaſury Notes emitted in *September*, 1758, the Balance of former Treaſury Notes, the Money due to the Rangers, and for Arrears. That it appears to the Committee that in the Year 1758, the Secretary's Office was robbed of a conſiderable Sum of Money, among which was the Sum of £7. 1 of the Money received for the Tax on Writs iſſued out of the ſaid Office, which Sum is allowed to the Clerk of the General Court in his Account of the ſaid Tax. The Committee further inform the Houſe, That it appears upon the ſaid Accounts that there are large Arrears due from many of the Sheriffs and Collectors of the Duties and Taxes impoſed for raiſing the ſeveral Funds before mentioned.

Reſolved, That the ſaid Accounts do paſs.

Ordered, That Mr *Charles Carter* do carry up the Treaſurer's Accounts to the Council for their Concurrence.

Mr *Carter* alſo reported, That the ſaid Committee had had under their Conſideration the Petition of *James Cocke*, to them referred, praying that his Salary, as Clerk of the Treaſury, may be encreaſed; and had come to a Reſolution thereupon, which he read in 78
his Place, and then delivered in at the Table, where the ſame was again twice read, and is as follows:

Reſolved, That the ſaid Petition is reaſonable, and that the Petitioner ought to be allowed an additional Salary of Fifty Pounds a Year, for his ſaid Service.

And the *Queſtion* being put that the ſaid Reſolution be agreed to,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill To prevent Mutiny and Deſertion, and it is referred to Mr *Cary* to prepare and bring in the ſame.

Mr *Attorney*, from the Committee of Privileges and Elections, reported, That the Committee had, according to Order, ſtated an Account of the Charges accruing on the Information againſt Mr *Thomas Johnſon*; and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved,

Reſolved, That the following Perſons ought to be paid the Sums oppoſite to their reſpective Names.

	Miles	lbs. Tob.
Benjamin Brown, for two Days Attendance, coming and returning,	82	366
John Hawkins, the ſame,	87	381
Samuel Ragland, the ſame,	94	402
John M'Cally, one Days Attendance,	131	453
John Jouett, the ſame,	102	366
Waddy Thompſon, the ſame,	102	366

John Grainger, for carrying the Summons to *Hanover*, ten Shillings.

William Wade, for ſerving the ſame on the Witneſſes in the Counties of *Hanover*, *Goochland*, and *Louiſa*, £1. 15.

Ordered, That it be an Inſtruction to the Committee of Claims to allow the ſeveral Quantities of Tobacco and Money above mentioned to the Persons thereto reſpectively entitled, and in the Counties wherein they ſeverally reſide, in the Book of Claims; and that they levy the Tobacco due to the above named *Brown*, *Hawkins*, and *Ragland*, and twenty Shillings, Part of the Money Charges, on Mr *Johnſon*, and the Reſidue of the ſaid Tobacco and Money on Mr *Thomas Walker*.

Ordered, That the further Conſideration of the Book of Claims be put off till To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 5th of April, 32 Geo. II. 1759.

MR *Bland* preſented to the Houſe, according to Order, a Bill For paying the Burgeſſes Wages in Money, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

74 Mr *William Digges* reported, That the Committee appointed had, according to Order, examined the inrolled Bills, and rectified ſuch Miſtakes as were found therein; and that they were truly inrolled.

Ordered, That Mr *Digges* do carry up the inrolled Bills to the Council for their Inſpection.

A *Bill* For further continuing ſo much of the Act of Aſſembly, intituled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the* Miſſiſſippi, *as relates to the raiſing and impoſing, collecting and paying the Duties therein mentioned, and for other Purpoſes therein mentioned*, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

The Houſe, according to Order, reſumed the adjourned Conſideration of the Book of Claims, and the remaining Part thereof was read, and the Allowances of the ſeveral Officers being added, it was agreed to by the Houſe.

Ordered, That Mr *Bland* do carry the Book to the Council for their Concurrence.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have inſpected the inrolled Bills, and are ſatiſfied they are truly inrolled.

A *Meſſage* from the Governor by Mr *Walthoe*,

Mr *Speaker*,

The Governor commands the immediate Attendance of this Houſe in the Council Chamber, and that you bring with you ſuch Bills as are ready for his Aſſent.

Mr *Speaker*, with the Houſe, went up accordingly. and the Governor was pleaſed to give his Aſſent to the following Bills, *viz.*

1. An

1. An Act for granting an Aid to his Majeſty, for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned.

2. For reducing the ſeveral Acts made for laying a Duty upon Liquors, into one Act.

3. For further continuing an Act, intituled, An Act for laying an additional Duty on Rum and other diſtilled Spirits, not being of the Produce of his Majeſty's Sugar Iſlands.

4. For continuing an Act, intituled, An Act for the better regulating and diſciplining the Militia.

5. For further continuing an Act, intituled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections, into one Act.

6. For appointing an Agent.

7. To explain an Act, intituled, An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money, for the enſuing Year.

8. For continuing the Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned.

9. To enable the Inhabitants of the County of Loudoun *to pay their public Dues, and Officers Fees, in Money, and for other Purpoſes therein mentioned.*

10. To dock the Intail of certain Lands where Tunſtal Banks *is ſeized, and for ſettling other Lands, and certain Slaves, therein mentioned, of greater Value, to the ſame Uſes.* 80

11. For veſting certain Lands, belonging to the Pamunkey Indians, *in Truſtees, to be leaſed out for their Benefit.*

12. For veſting certain Lands, in the County of Hanover, *in* Philip Whitehead Claiborne, *Gentleman, in Fee Simple, and for other Purpoſes therein mentioned.*

Mr *Cary* preſented to the Houſe, according to Order, a Bill For further continuing an Act, intituled, *An Act for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Charles Carter* reported, That the Committee of Propoſitions and Grievances, to whom the Bill For encouraging Arts and Manufactures was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill intituled, *An Act for repealing the Act for altering the Place for holding Courts in the County of* Spotſylvania, and the ſame being read, were agreed to.

Ordered, That Mr *Lewis* do go up with a Meſſage to the Council, and inform them thereof.

Upon a *Motion* made,

Ordered, That an humble Addreſs be made to the Governor, to deſire his Honor will immediately give Orders for diſbanding the ſeveral Companies of Rangers on the Frontiers of this Colony; and that Mr *Harriſon* do wait on him with the ſaid Addreſs.

Upon a *Motion* made,

Ordered, That an humble Addreſs be made to his Honor the Governor, to deſire that he will be pleaſed to employ the 500 Men directed to be raiſed for protecting the Frontiers of this Colony in an Expedition againſt the *Shawneſe Indians*, if he ſhall judge ſuch an Expedition practicable and neceſſary; and that the Governor be deſired to furniſh ſuch Volunteers as ſhall join the ſaid 500 Men on the ſaid Expedition with Ammunition and Proviſions; and that Mr *Pendleton* do wait on him with the ſaid Addreſs.

Ordered, That Mr *Lewis* have Leave to be abſent from the Service of this Houſe for the Remainder of this Seſſion.

Mr *Charles Carter* reported, That the Committee of Propoſitions and Grievances, to whom the Bill For enlarging the Towns of *Frederickſburg* and *Winchester*, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered

*Henning, 7, p. 255 ff.

delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

81 Mr *Carter* alſo, from the ſaid Committee, preſented to the Houſe, according to Order, a Bill, For eſtabliſhing ſeveral Towns therein mentioned, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act for dividing the County of *Prince William*.

Alſo to the Book of public Claims.

Ordered, That Mr *Bland* do wait on the Governor with the ſaid Book, and deſire his Aſſent thereto.

Ordered, That a Committee be appointed to proportion the public Levy, of the following Perſons, *viz.* Mr *Bland*, Mr *Benjamin Waller*, Mr *Eyre*, Mr *Walker*, Mr *Carrington*, Mr *Ball*, Mr *Webb*, and Mr *William Waller*.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 6th of April, 32 Geo. II. 1759.

AN engroſſed *Bill*, intituled, *An Act for enlarging the Towns of* Frederickſburg *and* Wincheſter, *the City of* Williamſburg, *and the Town of* Dumfries, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Wythe* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Harriſon* informed the Houſe, That he had, according to Order, waited on his Honor the Governor with the Addreſs of this Houſe, deſiring that he would be pleaſed to give Orders for diſbanding the Rangers on the Frontiers of this Colony, to which his Honor was pleaſed to anſwer he would comply with the Deſire of the Houſe in that Particular as ſoon as poſſible.

An engroſſed *Bill*, intituled, *An Act for further continuing ſo much of the Act of Aſſembly, intituled, An Act for the encouragement and Protection of the Settlers upon the Waters of the* Miſſiſſippi, *as relates to the raiſing and impoſing, collecting and paying the Duties therein mentioned, and for other Purpoſes therein mentioned*, was read the third Time, and a Blank therein filled up.

Reſolved. That the Bill do paſs.

Ordered, That Mr *Harriſon* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, Bill Concerning Strays, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Pendleton* informed the Houſe, That he had, according to Order, waited on the Governor with the Addreſs of this Houſe, relative to an Expedition againſt the *Shaw-*
83 *neſe*; to which his Honor anſwered, That if he found it, on Enquiry, expedient to undertake an Expedition againſt the *Shawneſe*, that the Men intended to be ſtationed on the Frontiers ſhould be employed in that Manner.

A *Bill* To oblige the Juſtices of *Fairfax* to refund to the County a Quantity of Tobbacco, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to Mr *George Johnſton*, Mr *Bland*, and Mr *Pendleton*.

Mr *Bland* reported, That the Committee to whom the Bill For appointing ſeveral new Ferries was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to.

Ordered,

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

Mr *Charles Carter* reported, That the Committee of Propoſitions and Grievances, to whom the Bill For the better regulating *Eaton's* Charity School, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

A *Bill* For putting *Matchotique* and *Mattox* Warehouſes, in the County of *Weſtmoreland*, under one Inſpection, for erecting a Warehouſe at *Stratford* Landing, in the ſaid County, and other Purpoſes therein mentioned, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

Mr *Charles Carter* reported, That the Committee of Propoſitions and Grievances, to whom the Bill For diſſolving ſeveral Veſtries therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe, with an Amendment.

Ordered, That the Bill with the Amendments, as amended, be engroſſed, and read a third Time.

A *Bill* For eſtabliſhing ſeveral Towns therein mentioned, was read a ſecond Time, and committed to the Committee of Propoſitions and Grievances.

Mr *Cary* preſented to the Houſe, according to Order, a Bill To prevent the Juſtices of *Dinwiddie* from obliging the Juſtices of *Cheſterfield* to join with them in building a Bridge over *Appomattox* River, at a Place called *Browder's* Iſland; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An engroſſed *Bill*, intituled, *An Act for encouraging Arts and Manufactures*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 7th of April, 32 Geo. II. 1759.

UPON a *Motion* made,

Ordered, That an humble Addreſs be made to his Honor the Governor, repreſenting the great Scarcity of Corn and other Grain in this Colony, and the Diſtreſs the People, particularly in the Southern Parts, will be reduced to, in Caſe thoſe who have made Grain ſhould be allowed to export the ſame, and to deſire that his Honor will be pleaſed to prohibit ſuch Exportation; and that Mr *Read* do wait on him with the ſaid Addreſs.

An engroſſed *Bill*, intituled, *An Act for appointing ſeveral new Ferries*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Charles Carter* reported, That the Committee of Propoſitions and Grievances, to whom the Bill For eſtabliſhing ſeveral Towns therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

Upon a *Motion* made,

Ordered,

Ordered, That Leave be given to bring in a Bill For giving a certain Sum of Money therein mentioned, to purchaſe Corn for the Relief of the poor Inhabitants of the South Weſtern Parts of this Colony, in their preſent Diſtreſs; and it is referred to Mr *Read* to prepare and bring in the ſame.

An engroſſed *Bill*, intituled, *An Act for the better regulating* Eaton's *Charity School* was read a third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Wythe* do carry up the ſaid Bill to the Council for their Concurrence.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee upon the Bill For putting *Matchotique* and *Mattox* Warehouſes, in the County of *Weſtmoreland*, under one Inſpection; for erecting a Warehouſe at *Stratford* Landing, in the ſaid County, and other Purpoſes therein mentioned; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Bill under their Conſideration, but had made no Amendments thereto.

Ordered, That the ſaid Bill be engroſſed and read a third Time.

A *Bill* For further continuing an Act, intituled, *An Act for preventing Mutiny and Deſertion and for other Purpoſes therein mentioned*, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill on *Monday* next.

84 An engroſſed *Bill*, intituled, *An Act for diſſolving ſeveral Veſtries, and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* For altering the Court Days of the Counties of *Eſſex* and *Spotſylvania*, was read a ſecond Time, and committed to Mr *Claiborne*, Mr *William Thornton*, and Mr *William Waller*.

A *Bill* For diſſolving the Veſtry of the Pariſh of *Suffolk*, in the County of *Nanſemond*, and for other Purpoſes therein mentioned, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* concerning Strays was read a ſecond Time, and committed to Mr *Cary*, Mr *Johnſon*, and Mr *Pendleton*.

A *Bill* To prohibit Maſters and Owners of Slaves, to give general Licenſes to trade for themſelves, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* To prevent the Juſtices of *Dinwiddie* from obliging the Juſtices of *Cheſterfield* to join with them in building a Bridge over *Appamattox* River, at a Place called *Browder's* Iſland, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* To amend an Act, intituled, *An Act for regulating Ordinaries and Reſtraint of tipling Houſes*, was read a ſecond Time; and the Queſtion being put that the ſaid Bill be engroſſed, and read a third Time,

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 9th of April, 32 Geo. II. 1759.

AN engroſſed *Bill*, intituled, *An Act for diſolving the Veſtry of the Pariſh of* Suffolk, *in the County of* Nanſemond, *and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered,

Ordered, That Mr *Willis Riddick* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act to prohibit Maſters and Owners of Slaves to give general Licenſes to trade for themſelves*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for eſtabliſhing ſeveral Towns therein mentioned*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence. 85

An engroſſed *Bill*, intituled, *An Act to prevent the Juſtices of* Dinwiddie *from obliging the Juſtices of* Cheſterfield *to join with them in building a Bridge over* Appamattox *River, at a Place called* Browder's *Iſland*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cary* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* For reducing the ſeveral Acts for licencing Pedlars, and preventing Frauds in the Duties upon Skins and Furs, into one Act, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* To enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to Mr *Pendleton*, Mr *Wythe*, Mr *Attorney*, Mr *Nicholas*, and the Members for *Spotſylvania*, *Orange*, and *Culpeper*.

Mr *Claiborne* reported, That the Committee to whom the Bill For altering the Court Days of the Counties of *Eſſex* and *Spotſylvania*, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

An engroſſed *Bill*, intituled, *An Act for putting* Matchotique *and* Mattox *Warehouſes, in the County of* Weſtmoreland, *under one Inſpection*; *For erecting a Warehouſe at* Stratford *Landing, in the ſaid County, and other Purpoſes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Richard Henry Lee* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *George Johnſton* reported, That the Committee to whom the Bill To oblige the Juſtices of *Fairfax* to refund to the County a Quantity of Tobacco, and for other Purpoſes therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill, with the Amendments, as amended, be engroſſed, and read a third Time

The Houſe proceeded to the Conſideration of the Report from the Committee of public Claims, made on *Friday* the thirtieth of *March* laſt, and ordered to lie on the Table; and the ſame being again read, was agreed to by the Houſe, and is as follows:

Reſolved, That the ſeveral Accounts contained in the annexed Schedule ought to be paid by the Public to the Perſons to whom they are due, reſpectively. 85

The Schedule in the ſaid Reſolution mentioned being alſo read, was agreed to by the Houſe.

Ordered, That Mr *Waller* do carry up the ſaid Schedule to the Council, and deſire their Concurrence thereto.

Mr

Mr *Waller* reported, That the Committee appointed had, according to Order, ſettled the Proportion of the Country Levy, and ſtated the ſame in a Book, which he delivered in at the Table, where it was read and agreed to by the Houſe.

Ordered, That Mr *Waller* do carry up the ſaid Book to the Council for their Concurrence.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee upon the Bill For further continuing an Act, intituled, *An Act for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned.*

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 10th of April, 32 Geo. II. 1759.

MR. *Read* reported, That he had, according to Order, waited on his Honor the Governor with the Addreſs of this Houſe, deſiring he would be pleaſed to prohibit the Exportation of Grain in theſe Times of Scarcity, to which his Honor was pleaſed to anſwer, That as it was a Matter of great Importance to this Colony, he would conſult the Council on that Subject.

Mr *Read* preſented to the Houſe, according to Order, a Bill For giving a certain Sum of Money therein mentioned to purchaſe Corn for the Relief of the South Weſtern Parts of this Colony, in their preſent Diſtreſs, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Cary* reported, That the Committee to whom the Bill concerning Strays was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be engroſſed, and read a third Time.

An engroſſed *Bill*, intituled, *An Act to impower the Treaſurer of this Colony to refund to the Juſtices of* Fairfax *a Sum of Money, and for other Purpoſes therein mentioned*, was read a third Time, and a Blank therein filled up, and the Queſtion being put that the ſaid Bill do paſs,

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

87 A *Meſſage* from the Governor by Mr *Walthoe*.

Mr *Speaker*,

The Governor has commanded me to lay before this Houſe ſeveral Letters he has juſt received from the Right Honorable Mr Secretary Pitt, *Mr* Pownall, *Clerk of the Privy Council, Major-General* Amherſt, *Brigadier-General* Stanwix, *and Col.* Byrd; *alſo a Copy of the Proceedings of the Council at* Whitehall, *in Relation to the Memorial of the Merchants in* London *and* Briſtol *trading to* Virginia, *to that Board.* And the ſaid Letters and Copy were read, and ordered to be referred to the Conſideration of a Committee of the whole Houſe, immediately.

The Houſe accordingly reſolved itſelf into the ſaid Committee; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair and Mr *Charles Carter* reported, That the Committee had had the ſaid Letters and Copy of the Proceedings of the Council at *Whitehall* under their Conſideration, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follows:

Reſolved, That 200 of the 500 Men to be raiſed for the Protection of our Frontiers ſhall be employed as Artificers, and joined to the Regiment now in the Pay of this Colony.

Reſolved,

Reſolved, That an additional Bounty of Five Pounds be paid to the Perſons who ſhall enliſt into the ſaid Companies.

Ordered, That a Bill or Bills be brought in purſuant to the ſaid Reſolutions, and it is referred to Mr *Charles Carter*, Mr *George Maſon*, Mr *George Johnſton*, Mr *Attorney*, and Mr *Benjamin Waller*, to prepare and bring in the ſame.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Treaſurer's Accounts.

Alſo to the Book of Proportions.

Alſo to the Schedule annexed to the Report from the Committee of public Claims.

Alſo to the Bill, *intituled*, An Act for further continuing ſo much of the Act of Aſſembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the *Miſſiſſippi*, as relates to the raiſing and impoſing, collecting and paying the Duties therein mentioned, and for other Purpoſes therein mentioned.

Alſo to the Bill, *intituled*, An Act for encouraging Arts and Manufactures.

Alſo to the Bill, *intituled*, An Act for eſtabliſhing ſeveral Towns therein mentioned.

Alſo to the Bill, *intituled*, An Act for enlarging the Towns of *Frederickſburg* and *Winchester*, the City of *Williamſburg*, and Town of *Dumfries*.

Alſo to the Bill, *intituled*, An Act for the better regulating *Eaton's* Charity School.

Alſo to the Bill, *intituled*, An Act to oblige the Owners of Mills on the River *Rapidan* to make Openings or Slopes in their Mill Dams for the Paſſage of Fiſh.

Alſo to the Bill, *intituled*, An Act for diſſolving the Veſtry of the Pariſh of *Suffolk* in the County of *Nanſemond*, and for other Purpoſes therein mentioned.

Alſo to the Bill, *intituled*, An Act to prevent the Juſtices of *Dinwiddie* from obliging 88
the Juſtices of *Chefterfield* to join with them in building a Bridge over *Appamattox* River, at a Place called *Browder's* Iſland, *without any Amendments*.

And that they have agreed to the Bill, *intituled*, An Act for diſſolving ſeveral Veſtries, and for other Purpoſes therein mentioned.

Alſo to the Bill, *intituled*, An Act for appointing several new Ferries.

Alſo to the Bill, *intituled*, An Act for putting *Matchotique* and *Mattox* Warehouſes, in the County of *Weſtmoreland*, under one Inſpection; for erecting a Warehouſe at *Stratford* Landing, in the ſaid County, and other Purpoſes therein mentioned, *with ſome Amendments, to which the they desire Concurrence of this Houſe.*

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For raiſing a public Levy, and it is referred to Mr *Bland* to prepare and bring in the ſame.

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill, intituled, *An Act for putting* Matchotique *and* Mattox *Warehouſes, in the County of* Weſtmoreland, *under one Inſpection*; *for erecting a Warehouſe at* Stratford *Landing, in the ſaid County, and other Purpoſes therein mentioned*; and the ſame being read, were agreed to.

Ordered, That Mr *Richard Henry Lee* do go up with a Meſſage to the Council, and inform them thereof.

The Houſe alſo proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill, intituled, *An Act for diſſolving ſeveral Veſtries, and for other Purpoſes therein mentioned*; and the ſame being read, were agreed to by the houſe, with an Amendment.

Ordered, That Mr *Pendleton* do go up with a Meſſage to the Council, and inform them thereof, and deſire they will paſs the ſaid Bill with their Amendments, as amended by the Houſe.

The Houſe alſo took into Conſideration the Amendment propoſed by the Council to the Bill, intituled, *An Act for appointing ſeveral new Ferries*, and the ſame being read, was diſagreed to.

Ordered,

Ordered, That Mr *Charles Carter* do go up with a Meſſage to the Council, and acquaint them that this Houſe cannot agree to the Amendment by them propoſed to the ſaid Bill, and deſire that they will paſs the Bill without the ſaid Amendment.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee upon the Bill For further continuing an Act, intituled, *An Act for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned.*

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

An engroſſed *Bill*, intituled, *An Act for reducing the ſeveral Acts for licencing Pedlars, and preventing Frauds in the Duties upon Skins and Furs*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Harriſon* do carry up the ſaid Bill to the Council for their Concurrence.

89 Mr *Bland* preſented to the Houſe, according to Order, a Bill For raiſing a public Levy, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Charles Carter* from the Committee appointed, preſented to the Houſe, according to Order, a Bill To amend the Act, intituled, *An Act for granting an Aid to his Majeſty, for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 11th of April, 32 Geo. II. 1759.

A *Meſſage* from the Council by Mr *Walthoe.*

That they recede from the Amendments by them propoſed, and diſagreed to by this Houſe, to the Bill, *intituled*, An Act for appointing ſeveral new Ferries, *and have paſſed the Bill without the ſaid Amendments.*

And that they have agreed to the Amendments propoſed by this Houſe to the Amendments by them made to the Bill, *intituled*, An Act for diſſolving ſeveral Veſtries, and for other Purpoſes therein mentioned.

And that they have agreed to the Bill, *intituled*, An Act for reducing the ſeveral Acts for licencing Pedlars, and preventing Frauds in the Duties upon Skins and Furs, into one Act, *without any Amendments.*

Mr *Pendleton* reported, That the Committee to whom the Bill To enable the Executors of the Will of *John Spotſwood* Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, and for other Purpoſes therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be engroſſed and read a third Time.

An engroſſed *Bill*, intituled, *An Act concerning Strays*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for altering ſeveral Court Days therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* To amend the Act, intituled, *An Act for granting an Aid to his Majeſty, for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned*, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe, immediately.

The Houſe accordingly reſolved itſelf into a Committee upon the ſaid Bill, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, 90
That the Committee had had the ſaid Bill under their Conſideration, but had made no Amendments thereto.

Ordered, That the Bill be engroſſed, and read a third Time.

The *Order* of the Day being read;

The Houſe reſolved itſelf into a Committee upon the Bill For further continuing an Act, intituled, *An Act for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned*; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their Conſideration, but had made no Amendments thereto.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* For raiſing a public Levy, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* For giving a certain Sum of Money, therein mentioned, to purchaſe Corn for the Relief of the South Weſtern Parts of this Colony, in their preſent Diſtreſs, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

A *Bill* For paying the Burgeſſes Wages in Money, was read a ſecond Time, and an Amendment made thereto.

Ordered, That the ſaid Bill, as amended, be engroſſed, and read a third Time.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 12th of April, 32 Geo. II. 1759.

AN engroſſed *Bill*, Intituled, *An Act to enable the Executors of the Will of* John Spotſwood, *Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General* Alexander Spotſwood, *and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for giving a certain Sum of Money, therein mentioned, to purchaſe Corn for the Relief of the South Weſtern Parts of this Colony, in their preſent Diſtreſs*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Read* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act to amend the Act, intituled, An Act for granting an Aid to his Majeſty, for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for raiſing a public Levy*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs. 91

Ordered, That Mr *Bland* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for paying the Burgeſſes Wages in Money*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered,

Ordered, That Mr *Bland* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for further continuing an Act, intituled, An Act for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned*, was read the third Time, and a Blank therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cary* do carry up the ſaid Bill to the Council for their Concurrence.

Upon a *Motion* made,

Reſolved, That this Houſe will not undertake to pay a Brigade-Major for the *Virginia* Troops, nor be anſwerable for any Expences attending the ſaid Troops except thoſe authorized by Law, or particularly directed by the Governor of this Colony.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 13th of April, 32 Geo. II. 1759.

UPON a *Motion* made,

Reſolved, That the Committee of Correſpondence, appointed by an Act paſſed this Seſſion of Aſſembly, *For appointing an Agent*, do, as ſoon as conveniently may be, tranſmit to the Agent in the ſaid Act named, a Copy of the Repreſentation to his Majeſty agreed to in the Seſſion held in *April*, 1758, and ordered to be ſent to the Right Honorable *William Pitt*, Eſq; And the ſaid Committee are further directed to tranſmit all ſuch Matters and Things to the ſaid Agent as may affect or be for the Intereſt of this Colony, and ſend him ſuch Inſtructions and Directions therein as to them ſhall ſeem proper.

Ordered, That the ſaid Reſolve be fairly tranſcribed; and that Mr *Gaines* do carry it up to the Council for their Concurrence.

And then the Houſe adjourned till Tomorrow Morning Ten o'Clock.

Saturday, the 14th of April, 32 Geo. II. 1759.

A *Meſſage* from the Council by by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act to amend the Act, intituled, An Act for granting an Aid to his Majeſty, for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned.

92 *Alſo to the* Bill, *intituled*, An Act for further continuing an Act, intituled, An Act for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned.

Alſo to the Bill, *intituled*, An Act for giving a certain Sum of Money, therein mentioned, to purchaſe Corn for the Relief of the South Weſtern Parts of this Colony, in their preſent Diſtreſs.

Alſo to the Bill, *intituled*, An Act for raiſing a public Levy.

Alſo to the Bill, *intituled*, An Act for altering ſeveral Court Days, therein mentioned.

Alſo to the Bill, *intituled*, An Act for paying the Burgeſſes Wages in Money.

Alſo to the Bill, *intituled*, An Act to enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, and for other Purpoſes therein mentioned.

Alſo to the Reſolve *of this Houſe, For giving inſtructions to the Committee of Correſpondence appointed by an Act paſſed this Seſſion of Aſſembly, intituled*, An Act for appointing an Agent.

Mr *William Digges* reported, That the Committee appointed had, according to Order, examined the reſt of the enrolled Bills, and rectified ſuch Miſtakes as were found therein; and that they are truly enrolled.

Ordered,

Ordered, That Mr *Digges* do carry up the enrolled Bills to the Council for their Inſpection.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have inſpected the enrolled Bills, and are ſatiſfied they are truly enrolled.

A *Meſſage* from the Governor by Mr *Walthoe*.

Mr *Speaker*,

The Governor commands the immediate attendance of this Houſe in the Council Chamber, and that you bring with you ſuch other Bills and Reſolves as are ready for his Aſſent.

Mr *Speaker*, with the Houſe, went up accordingly; and the Governor was pleaſed to give his Aſſent to the following Bills, * *viz.*

13. *An Act to amend the Act, intituled, An Act for granting an Aid to his Majeſty, for the better Protection and Defence of this Colony, and for other Purpoſes therein mentioned.*

14. *For further continuing an Act, intituled, An Act for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned.*

15. *For further continuing the Act, intituled, An Act for reviving the Duty upon Slaves to be paid by the Buyers, for the Term therein mentioned.*

16. *For further continuing ſo much of the Act of Aſſembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Miſſiſſippi, as relates to the raiſing and impoſing, collecting and paying the Duties therein mentioned, and for other Purpoſes therein mentioned.*

17. *For reducing the ſeveral Acts for licencing Pedlars, and preventing Frauds in the Duties upon Skins and Furs, into one Act.*

18. *For encouraging Arts and Manufactures.*

19. *For appointing several new Ferries.*

20. *For diſſolving ſeveral Veſtries, and for other Purpoſes therein mentioned.*

21. *For diſſolving the Veſtry of the Pariſh of Suffolk, in the County of Nanſemond, and for other Purpoſes therein mentioned.*

22. *For eſtabliſhing ſeveral Towns therein mentioned.*

23. *To prevent the Juſtices of Dinwiddie from obliging the Juſtices of Cheſterfield to join with them in building a Bridge, over Appamattox River, at a Place called Browder's Iſland.*

24. *For putting Matchotique and Mattox Warehouſes, in the County of Weſtmoreland, under one Inſpection; for erecting a Warehouſe at Stratford Landing, in the ſaid County, and for other Purpoſes therein mentioned.*

25. *For altering ſeveral Court Days therein mentioned.*

26. *For dividing the County of Prince William.*

27. *To give a certain Sum of Money, therein mentioned, to purchaſe Corn for the Relief of the South Weſtern Parts of this Colony, in their preſent Diſtreſs.*

28. *For enlarging the Towns of Frederickſburg and Winchester, the City of Williamſburg, and Town of Dumfries.*

29. *For raiſing a public Levy.*

30. *For the better regulating Eaton's Charity School.*

31. *For repealing the Acts for aſcertaining the Place where the Court of York County ſhall be kept, and for altering the Place for holding Courts in the County of Spotſylvania.*

32. *To oblige the Owners of Mills, on the River Rappidan, to make Openings or Slopes in their Mill Dams, for the Paſſage of Fiſh.*

33. *For paying the Burgeſſes Wages in Money.*

34. *To enable the Executors of the Will of John Spotſwood, Eſq; to pay the Debts and Legacies due from the Eſtate of Major-General Alexander Spotſwood, and for other Purpoſes therein mentioned.*

His

*Hening VII, 251 ff.

His Honor likewiſe gave his Aſſent to the following Reſolves of the Houſe of Burgeſſes, which the Council had agreed to, *viz.*

1. *For giving Inſtructions to the Committee of Correſpondence, appointed by the Act paſſed this Seſſion of Aſſembly, intituled, An Act for appointing an Agent.*

2. *For allowing William Hunter, Printer, a Salary of £300 per Annum, for the Services therein mentioned.*

And then his Honor was pleaſed to make the following Speech.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I cannot diſmiſs you, without expreſſing the great Satiſfaction I have received from the Bill I have this Day paſſed, to enable me to ſend two Companies of Artificers to join the Regiment which is to act, in Conjunction with his Majeſty's Forces, in offenſive Operations againſt the Enemy; by which Means the Fort at Pittſburg *may be put in a very reſpectable Condition, either to curb the* Indians, *or put a Stop to any further Encroachments of the* French. *I did not doubt but that Reaſon, and a juſt Senſe of your true Intereſt, would in the End prevail and overpower all your Fears of Diſtreſs and Poverty. I am particularly to thank you, Gentlemen of the Houſe of Burgeſſes, for the Money you have raiſed for theſe Purpoſes; and it ſhall be my Endeavour, by a careful Application of it, and a ſteady Obſervance of what you have recommended to me, to give you ſuch Conviction of the Sincerity of my Intentions, as will ſecure to me your future Confidence.*

Gentlemen of the Council and of the Houſe of Burgeſſes,

I ſincerely wiſh this Colony may reap all the Advantage and Benefit expected from an Agent, long wiſhed for, and now appointed by the Act for that Purpoſe.

The Act For the Encouragement of Arts and Manufactures gives me an Opportunity to recommend to you all, in your reſpective Retirements, to encourage and propagate Induſtry in all its Branches; the true, I had almoſt ſaid the only, Source of Riches, Greatneſs, and Happineſs; That you may immediately ſet about this uſeful Work, I think it expedient to prorogue you, and you are accordingly prorogued, to the firſt Thurſday *in* Auguſt *next.*

JOURNAL

of the

HOUSE OF BURGESSES

1759

November Seſſion

JOURNAL

of the

HOUSE OF BURGESSES

Thursday, the 1st of November, 33 Geo. II. 1759.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governor commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up to attend the Governor.

And being returned, reported, That he, with the Houſe, had attended the Governor in the Council Chamber; and that the Governor was pleaſed to make a Speech to the Council and this Houſe, of which he had (to prevent Miſtakes) obtained a Copy, which he read to the Houſe, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

Some Letters which I lately received from Governor Lyttleton *and Governor* Dobbs *to inform me of Commotions among the* Cherokees, *and to deſire the Aſſiſtance of this Colony to ſuppreſs them, have obliged me to call you together ſooner than I propoſed; that, without Delay, I might lay them before you for your Deliberation, and communicate your Reſolutions, on this important Affair, to their Excellencies. It is needleſs to repreſent to you the Dangers to which our Frontiers are expoſed by theſe* Indians: *But by ſome ſubſequent Advices, I am not without Hopes that this gathering Storm may ſtill be diſperſed, and prevented from falling on our Heads.*

The Men now in the pay of this Colony ſtand provided for but till the firſt of December *next. Notwithſtanding the great Succeſs with which it has pleaſed the Almighty to bleſs his Majeſty's Arms during this whole Campaign, (on the rapid and uninterrupted Courſe of which I moſt heartily and ſincerely congratulate you) I recommend it to your Conſideration, whether it would not be imprudent to leſſen their Numbers in our preſent Situation: Though the* French *are driven from our Frontiers, we are not yet in that State of Tranquillity and Security which we could wiſh. I am averſe to encreaſe, or even continue, any Expence to this Colony, that is not abſolutely neceſſary. I am ſenſible of the great Burthen it has already born; but when I tell you, that thoſe very Generals, to whoſe Conduct, Courage and Care, we owe our preſent Safety, and the Advantages this Colony is already reaping by the Roads now opening by their Direction, do earneſtly deſire that our Troops ſhould be continued in Pay; can you doubt of the Utility of the Meaſure? When I tell you, that the* Britiſh *Nation is actually at this Moment expending a very large Sum to erect a ſtrong Fort at* Pittſburg, *to defend this and the adjacent Colonies from any future Inſult; can you heſitate whether you ſhall furniſh your preſent Quota towards expediting the great Works now carrying*

carrying on there? Let me add, as an additional Motive, that the great Expence is already paid; the Men are raiſed and cloathed, their Subſiſtence for ſome Months is the only preſent Matter of Contemplation.

There is one other Article of Expence I cannot help recommending to you, which is, the finiſhing and completing Fort Loudoun. *The Sums already ſpent in erecting that Fortreſs will be entirely thrown away, as the Fort muſt fall to Ruins, if the Works are not preſerved from the Damages of the Seaſons, by being properly finiſhed. If you conſider the Importance of this Poſt, either as a Magazine, or as a Depoſitory of* Indian *Goods, or as a Protection from thoſe People, if they ſhould again dare to moleſt us: If you could ſee the Forwardneſs it is in, and the little there is wanting to complete it, I am confident you would unanimouſly concur with me in the Uſefulneſs of what I recommend to you.*

Gentlemen of the Houſe of Burgeſſes,

That you might be the better enabled to provide for all neceſſary Services, without oppreſſing the Inhabitants, I have made it the great Object of all my Actions, during the Receſs of the Aſſembly, to be as ſaving as poſſible of all publick Money; to this Purpoſe I have endeavored to protect our back Settlements with the 300 Men in the Pay of the Colony, without having Recourſe to the expenſive and detrimental Method of calling the Militia from their Families and their Occupations, to protect their Neighbors; ſo that the Claims on that Head, which you may remember have been very numerous, you will find entirely reduced: And I have had the great Satiſfaction to find the Inhabitants have ſuffered leſs Damage by the Incurſions of Indians *than in former Years; a neceſſary Conſequence of the* French *being removed from our and their Neighborhood. If by any Means whatever it ſhould be in my Power to alleviate or leſſen your Expences, you may entirely depend on my employing all ſuch Means to the Relief and Eaſe of the Colony.*

Gentlemen of the Council, and of the Houſe of Burgeſſes,

It is neceſſary for me to acquaint you, that I have received an Inſtruction from his Majeſty, to recommend to you the providing for the Security of the Merchants of Great Britain, *in the Recovery of Sterling Debts due to them from this Colony, from any Loſs they* 3 *may ſuſtain from our unavoidable Emiſſions of Paper Money. This is a freſh Mark of his Majeſty's univerſal paternal Care over all his Subjects; and as I am fully perſuaded it is your Intentions that no Man ſhould ſuffer by any Act of yours, I recommend it to you to reconſider this Affair, and if their Property is not already fully ſecured, to provide for the Security thereof in the fulleſt and ampleſt Manner. I have alſo received his Majeſty's Diſapprobation and Repeal of an Act paſſed in the Year 1752, intituled,* An Act to erect a Light Houſe on *Cape Henry.*

Having communicated every Thing to you which deſerves your preſent Conſideration, I have only to deſire, in the Diſpatch of theſe weighty Affairs, a Continuance of that Zeal for the publick Good; that Integrity of Heart in the Purſuit of it; that Loyalty to his Majeſty; and that Affection to me, which I have always experienced during my Reſidence with you.

Mr *Speaker* alſo reported, That the Governor had delivered to him, and deſired him to lay before the Houſe, ſundry Letters lately come to Hand, from Major General *Amherſt*, Brigadier General *Stanwix*, his Excellency Governor *Lyttleton*, of *South Carolina*, and his Excellency Governor *Dobbs*, of *North Carolina*, which he accordingly delivered in at the Table.

Ordered, That the ſaid Letters do lie on the Table.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Reſolved, That an Addreſs be preſented to his Honor the Governor, to return him the ſincere Thanks of this Houſe for his very affectionate Speech, at the Opening of this Seſſion: To aſſure him that we heartily join with his Honor in Congratulations on the Succeſs

Succeſs with which his Majeſty's Endeavors have been attended in the Proſecution of the preſent War: That we ſhall, with all poſſible Diligence, take under our Conſideration the ſeveral weighty Affairs that he has been pleaſed to recommend to us; and to expreſs the grateful Senſe that we have of the Care and Tranquility with which he has conducted himſelf in the Protection of our Frontiers, and of the Happineſs that we enjoy under his Adminiſtration.

Ordered, That a Committee be appointed to draw up an Addreſs to the Governor, purſuant to the ſaid Reſolution; and it is referred to Mr *Landon Carter* and Mr *Attorney* to prepare and bring in the ſame.

Reſolved, That this Houſe will take the Governor's Speech into Conſideration To-morrow.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General Aſſembly for *James Town*, in the Room of Mr *Travis*, who, ſince his Election, hath accepted of the Office of Coroner of *James City* County; and that Mr *Wythe* do wait on his Honor with the ſaid Addreſs.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General Aſſembly for the County of *Goochland*, in the Room of Mr *Reuben Skelton*, deceaſed; and that Mr *Cary* do wait on his Honor with the ſaid Addreſs.

3 *Ordered*, That the Rev. Mr *William Yates* be continued Chaplain to this Houſe, and that he attend to read Prayers every Morning at ten o'Clock.

Ordered, That *Thomas Broadrib*, *James Lavie*, and *James Yates*, be continued in their reſpective Offices of Door-Keepers to this Houſe; and that they give their Attendance accordingly.

A *Petition* of *Thomas Francis*, praying that he may be appointed a Door-Keeper to this Houſe, in the Room of *William Francis*, deceaſed, was preſented to the Houſe and read; and thereupon,

Reſolved, That the ſaid *Thomas Francis* be appointed a Door-Keeper to this Houſe, and that he attend accordingly.

And then the Houſe adjourned till To-morrow Morning, Eleven o'Clock.

Friday, the 2nd of November. 33 Geo. II. 1759.

ORDERED, That an Addreſs be made to the Governor, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General Aſſembly for the County of *Norfolk*, in the Room of Mr *Veal*, who, ſince his Election, hath accepted of the Office of Sheriff of the ſaid County; and that Mr *Tatem* do wait on his Honor with the ſaid Addreſs.

Mr *Landon Carter* reported, That the Committee appointed had, according to Order, prepared an Addreſs to the Governor, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to, and is as follows:

Sir,

We, the Burgeſſes of Virginia, *with great Sincerity return your Honor Thanks for your very affectionate Speech, at the Opening of this Seſſion.*

The Succeſs with which it has pleaſed God to bleſs his Majeſty's Arms, as it muſt tend to effect thoſe glorious Purpoſes of Peace and Tranquility, the ultimate End of all our Wiſhes, naturally raiſes in our Thoughts every Idea of Congratulation; and we moſt heartily beg Leave to join with your Honor, on the Occaſion.

As a permanent Teſtimony of the juſt Senſe we entertain of his Majeſty's conſtant and Paternal Regard for his faithful People of this Colony, indulge us, good Sir, moſt dutifully to acknowledge it, in the gracious Inſtance that he gave in the Appointment of your Honor to preſide over us; ſince Experience has now ſtrongly impreſſed, on all our Minds, thoſe Senſations of Happineſs which at firſt were preſaged in your great Affability of Temper. The

Frugality

Frugality with which you have conducted yourſelf in the Protection of our Frontiers, is a farther Proof of your Prudence and Benevolence to this Colony; and calls upon us for its juſt Acknowledgments, in this Time of prodigious Expence: Permit us therefore to aſſure you, that no Endeavour ſhall be wanting, on our Part, to convince your Honor, and every impartial Judge, of our Zeal and unalienable Integrity for the Publick, Loyalty to his Majeſty, and Affection to you, in the Conſideration of thoſe weighty Affairs which your Honor has been pleaſed to recommend to us.

Ordered, That the ſaid Addreſs be fairly tranſcribed, and preſented by the whole 5
Houſe.

Ordered, That the Committee who prepared the ſame wait on the Governor to know his Pleaſure when this Houſe ſhall attend his Honor to preſent it.

The *Order* of the Day being read, for the Houſe to take into their Conſideration the Governor's Speech.

Ordered, That the Conſideration of the ſaid Speech be put off till *Monday* next.

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the Treaſurer of this Colony to execute a Releaſe to *John Frog*, Sheriff of *Prince William* County, from the Penalty of a Bond by him given for the Collection of the Taxes in that County, and from a Judgment obtained by the ſaid Treaſurer, in the General Court, againſt the ſaid *John Frog* on the ſaid Bond; it appearing that he has paid into the Treaſury the whole Money wherewith he was chargeable for Taxes ariſing in the ſaid County.

A *Petition* of *John Mercer*, Gentleman, was preſented to the Houſe and read; ſetting forth, That he hath (with great Labor and Expence) compiled and printed a complete and correct Abridgment of all the publick Acts of Aſſembly of this Colony in Force and Uſe at this Time, which, by Reaſon of his Majeſty's not having ſignified his Approbation of the Land Law, and his repealing divers Acts printed in the Reviſal, and the many Acts paſſed ſince, lie interſperſed in ſo many different Books; that it is a very difficult Matter to diſtinguiſh which of the ſaid Acts are in Force and which are not; beſides their being ſo ſcarce and difficult to procure, that very few, if any, of the County Courts are furniſhed with a complete Collection of the ſaid Acts of Aſſembly at large. That as the Legiſlature of this Colony has thought it reaſonable, from Time to Time, to ſupply the Magiſtrates of the ſeveral Counties (who ſerve without Fee or Reward) with the printed Acts of Aſſembly at the publick Expence, the Petitioner hopes this honorable Houſe, to whom he ſubmits the Uſefulneſs of his Performance, will ſo far encourage it as to take off his Hands a ſufficient Number of the ſaid Abridgments to ſupply the ſaid Magiſtrates, as he has not only printed it for that Purpoſe, but adapted it particularly to their Uſe, by abridging every Clauſe of the ſaid Acts under its proper Title, with neceſſary Tables; and the general Complaint through the Colony of the Want of ſuch a Collection was his principal Inducement to undertake a Work of ſo much Labor and Expence in a Multiplicity of other Buſineſs. That in Order to render that ſaid Work as uſeful and beneficial as may be, the Petitioner will undertake, as long as he lives, to publiſh at the End of every Seſſion (at the moſt reaſonable Expence that may be) an Abridgment of the publick Acts of ſuch Seſſion, with proper Notes and Directions what Alterations are made by ſuch new Acts in the former ones.

Ordered, That the ſaid Petition be referred to Mr *Landon Carter*, Mr *George Johnſton*, Mr *Attorney*, Mr *Harriſon*, and Mr *Cary;* that they do examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Claim* of *Henry Settle*, for taking up a Deſerter therein mentioned, was preſented 6
to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday.

Saturday, the 3rd of November, 33 Geo. II. 1759.

MR *Landon Carter* reported, That the Committee appointed had, according to Order, waited on the Governor to know his Pleaſure when this Houſe ſhould attend him with their Addreſs, and that he was pleaſed to appoint *Monday* next, and to ſay he would ſignify by a Meſſage to the Houſe when he was ready to receive it.

A *Claim* of *Hillary Bouſhop*, for taking up a Runaway therein mentioned, was preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

And then the Houſe adjourned till Monday Morning, Eleven o'Clock.

Monday, the 5th of November, 33 Geo. II. 1759.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*,

Mr *Speaker*,

The Governor is now ready to receive the Addreſs of your Houſe in the Council Chamber.

Mr *Speaker*, with the Houſe, went up, and being returned, reported, That he, with the Houſe, had attended the Governor in the Council Chamber, and preſented the Addreſs of this Houſe to him, to which his honor was pleaſed to return the following Anſwer:

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

It is with the greateſt Sincerity that I return you my moſt hearty Thanks for this freſh Inſtance of your Affection to me, and for the kind Conſtruction you put on all my Actions.

The Pleaſure I receive from your Approbation of my Conduct is ſo great and intereſting, that I ſhould be wanting to myſelf if I were not to endeavour to merit the ſame, in all my future Tranſactions, and thereby eſtabliſh the good Opinion you at preſent entertain of me.

The *Order* of the Day being read, for the Houſe to take into Conſideration the Governor's Speech.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Speech.

Ordered, That the ſeveral Letters, laid before this Houſe by the Governor's Direction, on *Thurſday* laſt, be referred to the Conſideration of the ſaid Committee.

Then the Houſe reſolved itſelf into a Committee upon the ſaid Speech and Letters, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Attorney*
7 reported, That the Committee had had the ſaid Speech and Letters under their Conſideration, but not having Time to go through the ſame, had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Speech and Letters To-morrow.

Mr *Landon Carter* reported, That the Committee to whom the Petition of *John Mercer* was referred, having conſidered the ſame, and having alſo before them the concurring Teſtimony of the Gentlemen practiſing at the General Court Bar, as to the Uſefulneſs of the Abridgment mentioned in the ſaid Petition, had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Conſideration of the ſaid Report be referred to *Wedneſday* next.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill, To impower the Veſtry of the Pariſh of *Dale*, in the County of *Cheſterfield*, to ſell the Glebe Land of the ſaid Pariſh; and it is referred to Mr *Cary* and Mr *Eppes* to prepare and bring in the ſame.

Ordered,

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for electing a Burgeſs to ſerve in this preſent General Aſſembly for the County of *Culpeper*, in the Room of Mr *Slaughter*, who (ſince his Election) hath accepted of the Office of Sheriff of the ſaid County; and that Mr *Pendleton* do wait on his Honor with the ſaid Addreſs.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 6th of November, 33 Geo. II. 1759.

A *Member* returned upon a new Writ, having taken the Oaths appointed by Act of Parliament to be taken, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

A *Petition* of *Lewis Burwell*, Gentleman, and *Frances* his Wife, ſetting forth, That they are ſeized in Right of the ſaid *Frances* of and in 522 Acres of Land, in the County of *Middleſex*, which deſcended to the ſaid *Frances* as one of the Daughters of *Edwin Thacker*, late of the ſaid County of *Middleſex*, deceaſed. That the Petitioner *Lewis* is ſeized in Fee Simple of and in a Tract of Land containing about 800 Acres, in the County of *Iſle* of *Wight*. That it would be greatly to the Advantages of the Petitioners and their Poſterity to dock the Intail of the ſaid Lands in *Middleſex*, and to ſettle Part of the ſaid Lands in *Iſle* of *Wight* to the ſame Uſes; and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Wythe* to prepare and bring in the ſame.

Mr *Cary*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To impower the Veſtry of the Pariſh of *Dale*, in the County of *Cheſterfield*, to ſell the Glebe Land of the ſaid Pariſh, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee upon the Governor's Speech.

Reſolved, That this Houſe will reſolve itſelf into the ſaid Committee To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 7th of November, 33 Geo. II. 1759.

SEVERAL *Claims* of *James Jones*, *Thomas Peobles*, *John Tyas*, *Philip Mallory*, *John Wootten*, *James Finney*, and *Samuel Aſhley*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of the Aſſembly.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for electing a Burgeſs to ſerve in this preſent General Aſſembly, for the County of *Brunſwick*, in the Room of Mr *Goodrich*, who, ſince his Election, hath accepted of the Office of Sheriff of the ſaid County; and that Mr *Bland* do wait on his Honor with the ſaid Addreſs.

A *Petition* of *Peter Menzie;* ſetting forth, That he hath ſerved as a Soldier in the *Virginia* Regiment upwards of four Years: That in *September*, 1758, he received a Wound in his Arm, in an Engagement with the Enemy on the *Ohio*, under the Conduct of Major *Grant*, which has rendered him incapable of procuring his Subſiſtence, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Bland*, Mr *Wilſon*, and Mr *Adams;* that they examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

The Houſe proceeded to the Conſideration of the Report from the Committee to whom the Petition of *John Mercer* was referred, made on *Monday* laſt, and referred to be

conſidered

conſidered this Day; and the ſeveral Reſolutions of the ſaid Committee were again twice read, and with ſome Amendments, agreed to by the Houſe, as follow:

Reſolved, That the ſeveral County Courts in this Colony be provided with one of the ſaid Abridgments for each of the acting Juſtices at the publick Expence; and that it be an Inſtruction to the Treaſurer of this Colony to pay the ſaid *John Mercer* for the ſaid Books, at the Rate of twenty Shillings for each Book, upon his producing to the ſaid Treaſurer a Receipt for the ſame from the Clerks of the reſpective County Courts.

Reſolved, That the Clerks of the ſaid County Courts deliver one of the ſaid Books to each of the acting Juſtices of their reſpective Counties.

Ordered, That the ſaid Reſolutions be engroſſed, and that Mr *Landon Carter* do carry them to the Council for their Concurrence.

A *Petition* of *Alexander Finnie* was preſented to the Houſe and read, ſetting forth, That when he arrived at Fort *Cumberland*, on the twentieth of *July*, he found that the *Virginia* Regiment had marched for *Pittſburg* by the *Pennſylvania* Road, and that there had been no Attempt made to clear the Road opened by General *Braddock:* That the Petitioner went immediately to *Rays Town*, and from thence to Fort *Lyttleton*, where he
9 met with General *Stanwix*, and having convinced him of the great Advantages that would ariſe to the Publick by opening the ſaid Road, as by that Means the Forces and Gariſons over the *Alligheny* Mountains would, with the greateſt Eaſe, be plentifully ſupplied with Proviſions and Neceſſaries, which by Experience he had found could not be done from *Pennſylvania*, on Account of the great Diſtance and bad Roads that the *Pennſylvanians* have to encounter with; he gave the Petitioner Leave to undertake this Work, and gave him an Order to the Quarter-Maſter General for Tools, Ammunition and Proviſion, and ordered a Number of Men to cover the working Party: That the Petitioner hired, at his own Expence, thirty Workmen on the *South Branch*, at the Prices mentioned in a Schedule to his Petition annexed, and was at other Expences as appears by the ſame Schedule. That he began the ſaid Work the fourth Day of *Auguſt*, and finiſhed on the twentieth, when he arrived at *Pittſburg* with 60 Proviſion Waggons, 500 Sheep, and 70 Head of Cattle, and at that Time the Gariſon had not eight Days Proviſion. That there have been great Quantities of Proviſions and Goods ſent from this Colony ſince, and Contracts made for much more, and for the Convenience and Security of Traders and others, Store Houſes are built by the General at the *Little Croſſing*, *Great Meadows*, and *Red Stone* Creek; and praying that the Houſe will make him a ſuitable Allowance for his Expences and Trouble as they ſhall think he deſerves.

Ordered, That the ſaid Petition be referred to Mr *Attorney*, Mr *Waller*, Mr *Richard Henry Lee*, and Mr *Waſhington;* That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee to take into their further Conſideration the Governor's Speech, with the ſeveral Letters to the ſaid Committee referred, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Speech and Letters under their further Conſideration, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Speech and Letters To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 8th of November, 33 Geo. II. 1759.

A *Petition* of *Bernard Moore*, Gentleman, was preſented to the Houſe and read, ſetting forth, That at the laſt Seſſion of this preſent General Aſſembly an Act paſſed impowering him to keep together all the Eſtate of *John Spotſwood*, Eſq; and to apply the Profits towards the Diſcharge of his Fathers and his own Debts; and when that ſhould be accompliſhed, the Sons of the ſaid *John Spotſwood*

Spotſwood were to be entitled to their reſpective Parts of the Eſtate. That the ſaid *John Spotſwood* being impowered by his Father's Will to ſell certain intailed Lands for the Payment of his Siſters Fortunes and other Purpoſes, did, in his Lifetime, amongſt other Parcels of the ſaid Land, ſell and convey to *John Thornton*, of the 10
County of *Spotſylvania*, Gentleman, 9000 Acres, lying in the County of *Culpeper*, and re-purchaſed the ſaid Land to himſelf in Fee Simple, and by his Will deviſed the ſame to his younger Son *John;* but ſome Doubts remain whether by ſuch Repurchaſe the ſaid *John Spotſwood* was not reſtored to his old Eſtate Tail, ſo that his younger Son could not be entitled to the ſaid Lands under his Will: And to prevent Law Suits and Animoſities in the Family, the Petitioner, in his Petition for the ſaid Act of Aſſembly (which was calculated to preſerve the Eſtate to the Family in an equitable Manner, according to the Anceſtors Wills) prayed that the ſaid 9000 Acres of Land might be confirmed to the ſaid younger Son, as his Father had paid his Money for it, and was in the Light of a fair Purchaſe; but not being able at that Time to diſcover the Deeds for the ſaid Land to and from the ſaid *John Thornton*, the Matter was then dropped. The Petitioner having ſince found the ſaid Conveyances, prays that an Act may paſs to confirm the Title of the ſaid *John Spotſwood*, the Younger, to the ſaid 9000 Acres of Land, after he has paid the Debts according to the former Act.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Pendleton* to prepare and bring in the ſame.

A *Petition* of the Inſpectors at *Hunting* Creek Warehouſe, in the County of *Fairfax*, ſetting forth, That at the firſt Eſtabliſhment of that Inſpection their Salaries were ſettled at £30 per Annum, ſince which Time their Buſineſs is largely encreaſed, and praying the Houſe to make them ſuch Satiſfaction as ſhall ſeem reaſonable, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of the Juſtices, Clerk, and other Inhabitants, of the County of *Auguſta*, ſetting forth, That the Court Day of that County, as it at preſent ſtands, is very inconvenient to themſelves and others obliged to attend there, and praying that an Act may paſs to alter the Court Day of the ſaid County, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Chriſtian* and Mr *Wilſon* to prepare and bring in the ſame.

Mr *Bland* reported, That the Committee to whom the Petition of *Peter Menzie* was referred, had had the ſame under their Conſideration, and had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, as follow:

It appears to this *Committee*, That the Petitioner was enliſted as a Soldier in the firſt *Virginia* Regiment: That he always behaved well and as a good Soldier during his Continuance in that Service: That in the Action on the *Ohio*, under the Command of Major *Grant*, he received a Wound in his left Arm, near the Wriſt, which ſhattered both bones in ſuch a Manner as to render him incapable of getting his Livelihood.

Reſolved, That the ſaid *Peter Menzie* ought to be allowed the Sum of £30, to be paid by the Publick, in full Compenſation for the Injury he has received by Means of the ſaid Wound.

A *Petition* of *John Weſt*, ſetting forth, That he is ſeized in Fee Tail of and in 450 11
Acres of Land, in *King William*, under the Will of his late Father, *Thomas Weſt*, deceaſed; That he is alſo ſeized in Tail of another Tract of Land, containing upwards of 4000 Acres, which, as he is not poſſeſſed of a ſufficient Number of Slaves to cultivate and improve them, are at preſent of no real Value to him, but rather an Encumbrance: That it would be to the Advantage of himſelf and his Poſterity to dock the Intail of the firſt mentioned Tract, and to ſettle five Slaves whereof he is poſſeſſed to the ſame Uſes; and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Pendleton* to prepare and bring in the ſame.

A

A *Bill*, To impower the Veſtry of the Pariſh of *Dale*, in the County of *Cheſterfield*, to ſell the Glebe Land of the ſaid Pariſh, was read a ſecond Time, and an Amendment being made to the Title,

Ordered, That the ſaid Bill, with the Amendment, be engroſſed, and read a third Time.

A *Petition* of *Chriſtopher Weſt*, ſetting forth, That he was enliſted into the *Virgina* Regiment in *September*, 1754, where he continued in Duty till *February*, 1756, when he was taken Priſoner by the *Indians*, in which Captivity he remained till *October*, 1758, when he with others were ſent in a Flag of Truce from *Quebeck* to *England:* That he hath at length, after many hardſhips, again joined his Regiment, and praying that he may be conſidered by the Houſe, and recompenced for his loſt Time, was preſented to the Houſe and read,

Ordered, That the ſaid Petition be referred to M^r *Waſhington* and Mr *Harriſon*; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee to take into their further Conſideration the Governor's Speech, together with the ſeveral Letters to the ſaid Committee referred; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Speech and Letters under their further Conſideration, and gone through the ſame, and had come to ſeveral Reſolutions thereupon, which they had directed him to report to the Houſe; and he read the ſame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Regiment now in the Pay of this Colony be further continued in our Service until the firſt Day of *May* next.

Reſolved, That it is intended that Part of the Regiment now in the Pay of this Colony, at *Pittſburg*, ſhall be employed for the Protection of the Frontiers againſt the Incurſions of the *Cherokee Indians*; That the Forces raiſed laſt Seſſion of Aſſembly, for the Defence of the Frontiers, ought not to be continued for any longer Time than the firſt Day of *December* next.

Reſolved, That a Sum, not exceeding £10,000, be raiſed for defraying the Expences of the Regiment until the ſaid firſt Day of *May* next.

12 *Reſolved*, That by the Act paſſed in the twenty-eighth Year of his Majeſty's Reign, intituled, *An Act to amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of inſolvent Debtors, and for other Purpoſes therein mentioned;* the Security of the Merchants of *Great Britain* in the Recovery of Sterling Debts due to them from this Colony is provided for, and their Property ſecured in the fulleſt and ampleſt Manner; and that they have not any juſt Cauſe of Complaint on that Head.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill, To oblige the Importers of Negroes for their own Uſe to pay a Duty; and it is referred to Mr *Richard Henry Lee*, Mr *Wythe*, and Mr *Webb*, to prepare and bring in the ſame.

Upon a *Motion* made,

The Houſe immediately reſolved itſelf into a Committee to conſider of Ways and Means for raiſing the Sum of £10,000 for defraying the Expence of the Regiment in the Service of this Colony till the firſt Day of *May* next, purſuant to the above mentioned Reſolution of the Houſe; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had that Matter under their Conſideration, but not having come to any Reſolution thereupon, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee to conſider further of Ways and Means for raiſing the ſaid Money To-morrow.

A *Petition* of *Tarlton Fleming*, only Son and Heir of *Tarlton Fleming*, deceaſed, was preſented to the Houſe and read, ſetting forth, That by Virtue of the Will of *Charles*

Fleming,

Fleming, his Grandfather, he is ſeized of a Tract of Land called *Rock Caſtle*, in *Goochland* County, in Fee Tail; and by Virtue of his Father's Will he is ſeized of other Lands in Fee Simple, and poſſeſſed of ſundry Negroe Slaves. That his ſaid Father by his ſaid Will bequeathed to each of his four Daughters (one of whom is ſince dead) the Sum of £500, with the Payment of which Portions of his ſurviving Siſters the Petitioner's Eſtates which he claims by his ſaid Father's Will is chargeable: That the Petitioner's Lands of which he is ſeized in Fee Simple cannot be ſold for Money ſufficient to pay the ſaid Portions; and that he will be under a Neceſſity of ſelling the greater Part of his Slaves, in Order to ſupply that Deficiency, unleſs he ſhall be impowered to diſpoſe of Part of his ſaid Land called *Rock Caſtle* and praying that an Act may paſs to dock the Intail of Part of the ſaid Land called *Rock Caſtle* and veſt the ſame in the Petitioner in Fee Simple; and to ſettle his Fee Simple Lands and Slaves, which are of greater Value than that Part of the ſaid Land called *Rock Caſtle*, to the ſame Uſes as the Reſidue of the ſaid Land called *Rock Caſtle*.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Fleming* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 9th of November. 33 Geo. II. 1759.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Mr *Speaker* informed the Houſe, That the Governor had deſired him to lay before them two Letters he had juſt received, one from his Excellency Governor *Lyttleton*, of *South Carolina*, and the other from his Excellency Governor *Dobbs*, of *North Carolina*; and he delivered the ſaid Letters in at the Table, where they were read, and ordered to lie on the Table.

Mr *Wythe* preſented to the Houſe, according to Order, a Bill, To dock the Intail of certain Lands therein mentioned, and to veſt the ſame in *Lewis Burwell*, Eſq; in Fee Simple, and for ſettling other Lands of greater Value to the ſame Uſes; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Daniel M'Neil*, ſetting forth, That in *November*, 1758, he received a Wound in a Skirmiſh with the Enemy at Fort *Ligonier*, which has rendered him incapable of procuring a Livelihood for himſelf and his Family, conſiſting of a Wife and three ſmall Children, and praying the Conſideration of this Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Waſhington* and Mr *Francis Lightfoot Lee;* That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee to conſider further of Ways and Means for raiſing the Sum of £10,000, purſuant to Yeſterday's Reſolutions; and after ſome Time ſpent therein Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Sum of £10,000 be raiſed by a Tax of two Shillings on every Hogſhead of Tobacco exported out of this Colony in the Years 1768 and 1769.

Ordered, That a Bill or Bills be brought in purſuant to the above Reſolution, and alſo to the ſeveral Reſolutions of the Committee Yeſterday, agreed to by the Houſe; and it is referred to Mr *Charles Carter*, Mr *Attorney*, Mr *Bland*, Mr *Nicholas*, and Mr *Waller*, to prepare and bring in the ſame.

Mr

Mr *Attorney* reported, That the Committee to whom the Petition of *Alexander Finnie* was referred had had the ſame under their Conſideration, and examined divers Witneſſes as to the Facts in the ſaid Petition alledged, and had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and afterwards delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

14 It appears to this *Committee* that the ſaid *Alexander Finnie* obtained Leave from General *Stanwix* to clear the Road in the ſaid Petitioned mentioned, which he performed in ſuch a Manner as to admit of the Paſſage of a conſiderable Number of Waggons in the publick Service; and that by an Account, with an Affidavit at the Foot of it, to the ſaid Petition annexed, it appears he expended the Sum of £169. 13 in that Service.

It further appears that the ſaid *Alexander Finnie* opened a Subſcription, in Order to obtain Money to defray the Expence of that Work, which, with his own Subſcription of £30, amounted to about £70, but how much of the ſaid Subſcription hath been collected doth not appear.

Reſolved, That the ſaid *Alexander Finnie* ought to be allowed the Sum of £100 current Money, to be paid by the Publick, as a full Satiſfaction for his Services aforeſaid.

Mr *Chriſtian* preſented to the Houſe, according to Order, a Bill, For altering the Court Day of the County of *Auguſta*; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Ordered, That Mr *Pendleton* have Leave to be abſent from the Service of this Houſe the Remainder of this Seſſion.

And then the Houſe adjourned till To-morrow Morning, Eleven o'Clock.

Saturday, the 10th of November, 33 Geo. II. 1759.

MR. *Richard Henry Lee*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill, To oblige the Importers of Negroes for their own Uſe to pay a Duty; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Chriſtopher Hudſon*, ſetting forth, That in the Month of *June*, 1758, he was ordered, with a Company of Militia of *Hanover* under his Command, to march to the Protection of the Frontiers, where the ſaid Company, by Order from his Honor the Governor, were detained in Service three Months longer than by Law they were appointed; and praying that an Allowance may be provided, as well for that extraordinary Service, as for the Damages done to their Arms, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Syme*, Mr *Payne*, and Mr *Dandridge*; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Mr *Waſhington* reported, That the Committee to whom the Petition of *Daniel M'Neil* was referred had examined into the Allegations thereof, and found them to be true; and had come to a Reſolution thereupon, which he read in his Place, and afterwards delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe; as follows:

Reſolved, That the ſaid *Daniel M'Neil* ought to be paid the Sum of ten Pounds by the Publick, as an immediate Relief to his preſent Neceſſities; and that he be alſo paid the Sum of five Pounds per Annum for his future Support, and the Subſiſtance of himſelf and Family.

A *Petition* of *John Dickenſon*, ſetting forth, That he hath been informed that he was
15 lately repreſented to this Houſe as miſbehaving in his Office, he being Captain of a Company of Rangers; and that for that Reaſon this Houſe had given Directions to the Commiſſioners appointed for ſettling the Accounts of the ranging Companies, not to proceed on your Petitioner's Accounts till he ſhould acquit himſelf before this Houſe: That he is now attending for that Purpoſe, and praying that the Houſe will take the ſame into Conſideration, was preſented to the Houſe and read.

Ordered,

Ordered, That the ſaid Petition be referred to Mr *Chriſtian*, Mr *Wilſon*, Mr *Thomas Johnſon*, and Mr *Richard Henry Lee*; That they do examine into the Subject Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of *William Hunter*, ſetting forth, That his Buſineſs as Printer to the Publick is of late greatly encreaſed, as well by the frequent Seſſions of Aſſembly, as by the Encreaſe of the Staple of this Country, requiring an additional Number of at leaſt 30,000 Inſpectors Notes; and praying the Conſideration of this Houſe thereon, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Bland*, Mr *Bowler Cocke*, Mr *Waller*, and Mr *Wythe*; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

An *Account* of Arrears due to ſeveral Companies of Militia, of the County of *Auguſta*, under the Command of Col. *John Buchanan*.

Alſo ſundry *Accounts* for Proviſions and other Neceſſaries furniſhed the ſaid Militia and the *Catawba Indians* in our Service, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the Treaſurer of this Colony to make an Allowance to *John Lee*, Clerk of *Eſſex* County, of three Pounds and ſeven Pence Half-penny, for ſo much Money he had received for Taxes on Proceſs and Ordinary Licenſes, and of which it appears he was robbed.

Ordered, That Mr *Ruffin* and Mr *Webb* have Leave to be abſent from the Service of this Houſe the Remainder of this Seſſion.

And then the Houſe adjourned till Monday Morning, Eleven o'Clock.

Monday, the 12th of November, 33 Geo. II. 1759.

MR. *Charles Carter*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For granting the Sum of £10,000 for the further Protection of this Colony; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Upon a *Motion* made,

Ordered, That the Thanks of this Houſe be given to the Reverend Mr *William Giberne*, for his excellent Sermon preached Yeſterday before the Council, and this Houſe; and that Mr *Bland* and Mr *Landon Carter* do wait on him for that Purpoſe, and deſire him to print the ſame.

Mr *Wythe* preſented to the Houſe, according to Order, a Bill, For veſting certain 16
Lands, therein mentioned, in *John Spotſwood*, the Younger, in Fee Simple; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Samuel Galt* appointed Keeper of the publick Goal, in the Room of *Thomas Penman*, deceaſed, praying that the Salary uſually allowed the ſaid *Penman*, for maintaining the Priſoners committed to the ſaid Goal, may be allowed the Petitioner from the Time of his Appointment to that Office, was preſented to the Houſe and read.

Reſolved, That the additional Sum of £15 be paid to the ſaid *Samuel Galt*, over and above the uſual Salary of £25 per Annum.

Reſolved, That ten Pounds of Tobacco per day be allowed the ſaid *Samuel Galt* for every Criminal committed to the ſaid Goal, during ſuch Criminal's Impriſonment, from this Time to the End of the next Seſſion of Aſſembly.

A *Bill*, To oblige the Importers of Negroes for their own Uſe to pay a Duty, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

A *Bill*, To dock the Intail of certain Lands, therein mentioned, and to veſt the ſame in *Lewis Burwell*, Eſq; in Fee Simple; and for ſettling other Lands, of greater Value,

in

in Lieu thereof, to the ſame Uſes; was read a ſecond Time, and committed to Mr *Wythe*, Mr *Richard Henry Lee*, and Mr *Ambler*.

A *Bill*, For altering the Court Day of *Auguſta* County, was read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Mr *Bland* reported, That the Committee to whom the Petition of *William Hunter*, Printer, was referred, had had the ſame under their Conſideration, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid *William Hunter* be allowed the Sum of £350 per Annum, to continue to the End of the next Seſſion of Aſſembly; as a full Conſideration for printing the Journals of the Houſe of Burgeſſes, printing the Laws of each Seſſion, and ſending thirteen of them to every County Court Clerk, one of which to be half-bound for the Uſe of the Court; printing Inſpectors Notes and Books, Proclamations, and other publick Advertiſements.

Ordered, That the ſaid Reſolution be engroſſed; and that Mr *Bland* do carry it up to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 13th of November, 33 Geo. II. 1759.

MR. *Syme* reported, That the Committee to whom the Petition of Captain *Chriſtopher Hudſon* was referred, had examined into the ſame, and found the Allegation thereof to be true, and had come to two Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe as follow: 17

Reſolved, That the Arrears due to the Company of Militia under the Command of the ſaid *Chriſtopher Hudſon*, for their Service in the ſaid Petition mentioned, amount to £270. 14. 8, as appears by the Pay Rolls of the ſaid Company, which have been under the Inſpection and Examination of the Comiſſioners appointed to ſtate and ſettle the Militia Accounts, which ought to be paid by the Public.

Reſolved, That the Sum of £16. 9. 3. ought to be paid by the Publick for the Damages done to the Arms of the ſaid Company of Militia while they were in the publick Service.

A *Petition* of *Abraham Murray* was preſented to the Houſe and read, ſetting forth, That in the Month of *November*, 1758, he entered into a Contract with his Honor the Governor, in which he bound himſelf under a Penalty, to furniſh, as well the Militia as ſuch Rangers as ſhould be employed in his Majeſty's Service in the Counties of *Bedford* and *Halifax*, with Proviſions till the firſt Day of *May* laſt, which Contract he punctually complied with. That upon the Reduction of Fort *Du Queſne* the Militia were recalled, and before the Detachments from the ranging Companies took Poſſeſſion of the Forts they had occupied, great Part of the Proviſions the Petitioner had laid in for their Uſe were ſtolen and otherwiſe deſtroyed, thoſe Detachments not coming till long after the Militia had abandoned their Poſts, and left thoſe Proviſions to the Mercy of the Neighbourhood. That the Petitioner's Agents might have diſpoſed of the Proviſions left on Hand for his Account, but that the Petitioner had contracted to provide for the Rangers alſo in thoſe Counties, and retained the Proviſions for their Uſe; and praying the Conſideration of the Houſe on the Premiſes, and that he may be allowed for the Loſs he has ſuſtained in ſuch Manner as ſhall be thought juſt.

Ordered, That the ſaid Petition be referred to Mr *Bland*, Mr *Chriſtian*, Mr *Claiborne*, and Mr *Cary*; That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Bill*, For granting the Sum of £10,000 for the further Protection of this Colony, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved,

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee upon the Bill, To oblige the Importers of Negroes, for their own Uſe, to pay a Duty; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their Conſideration, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

Mr *Fleming* preſented to the Houſe, according to Order, a Bill To dock the Intail of certain Lands whereof *Tarlton Fleming* is ſeized, and for ſettling other Lands and [18] Slaves, of greater Value, to the ſame Uſes; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Claim* of *William Spiller*, Aſſignee of *Joſeph Morris*, for taking up a Runaway therein mentioned, was preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 14th of November, 33 Geo. II. 1759.

MR. *Wythe* reported, That the Committee to whom the Bill, To dock the Intail of certain Lands, therein mentioned, and to veſt the ſame in *Lewis Burwell*, Eſq; in Fee Simple, and for ſettling other Lands, of greater Value, in Lieu thereof to the ſame Uſes, was committed, had examined into the Allegations of the ſaid Bill, and found them to be true, but had made no Amendments thereto; and he delivered the Bill in at the Table.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the Committee of Correſpondence to direct the Agent for this Country, that if any Appeal ſhould be carried from hence to *England*, relative to the Act, intituled, *An Act to enable the Inhabitants of this Colony to diſcharge their public Dues, Officers Fees, and other Tobacco Debts, in Money, for the enſuing Year*, to uſe his own Endeavours, and to employ proper Counſel to ſupport the Proceedings of the Veſtries, of this Colony acting under the Authority of the ſaid Law.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee upon the Bill, To oblige the Importers of Negroes, for their own Uſe, to pay a Duty; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had made ſeveral Amendments to the ſaid Bill, which he read in his Place, and then delivered in at the Table, where the ſame were again twice read, and agreed to by the Houſe, with an Amendment.

Ordered, That the ſaid Bill, with the Amendments, as amended, be engroſſed, and read a third Time.

Mr *Chriſtian* reported, That the Committee to whom the Petition of *John Dickenſon* was referred, had had the ſame under their Conſideration, and had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame were again read.

Ordered, That the ſaid Petition be re-committed to the said Committee; and that Mr *Walker* be added thereto.

The *Order* of the Day being read, for the Houſe to reſolve itſelf into a Committee upon the Bill, For granting the Sum of £10,000, for the further Protection of this Colony.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

Mr

19 Mr *Washington* reported, That the Committee to whom the Petition of *Christopher Weft* was referred, had examined into the Allegations thereof, and found them to be true, and had come to two Resolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Consideration of the said Report be put off till Tomorrow.

A *Claim* of *John Roberts*, for taking up a Runaway, therein mentioned, was presented to the House and received, and referred to the Consideration of the next Session of Assembly.

A *Petition* of *John Dickenson*, setting forth, That he was Captain of a Company of Rangers on the Frontiers of this Colony, which at some Times consisted of upwards of 100 Men, which he was obliged to divide into three or four different Parties, in Order to prevent the Inhabitants from deserting their Settlements: That he hath actually paid the whole of his said Company, but that the Commissioners appointed to settle the Militia Accounts thought they were not authorized to allow him for more than 100 Men; and praying the Consideration of this House therein, was presented to the House and received.

Ordered, That the Consideration of the said Petition be put off till To-morrow.

And then the House adjourned till To-morrow Morning, Eleven o'Clock.

Thursday, the 15th of November, 33 Geo. II. 1759.

A *Petition* of *Leonard Leechenan*, setting forth, That he was one of the drafted Militia from the County of *Prince William*, in the Year 1758, and was in Service on the Frontiers 108 Days; but by some Mistake his Name was omitted to be inserted in the Pay Roll, and by that Means he hath not received any Satisfaction for his said Service; and praying the Consideration of the House therein. was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A *Message* from the Council by Mr *Walthoe*,

That they have agreed to the Resolve *of this House, for allowing* William Hunter, *Printer, a Salary of £350 per Annum, for the Services therein mentioned.*

Also to the Resolve, *for allowing* Alexander Finnie *the Sum of £100, for his Services therein mentioned; And*

Also to the Resolve, *for furnishing the acting Justices in the several Counties, in this Colony, with* Mercer's *Abridgement of the Laws, at the publick Expence.*

The House proceeded to the Consideration of the Petition of *John Dickenson*, Yesterday presented to the House, and referred to be considered this Day; and the Question being put, that the said Petition be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

20 Mr *Bland* reported, That the Committee to whom the Petition of *Abraham Murray* was referred, had had the same under their Consideration, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows:

Resolved, That the said Petition ought to be referred to the Consideration of the next Session of Assembly.

A *Bill*, To dock the Intail of certain Lands whereof *Tarlton Fleming* is seized, and for settling other Lands and Slaves, of greater Value, to the same Uses, was read a second Time, and committed to Mr *Nicholas*, Mr *Payne*, and Mr *Carrington*.

An *Account* of *James Wimbousb*, for Provisions for *Indians* in the Service of the Colony, was presented to the House and received, and referred to the Consideration of the next Session of Assembly.

An

An engroſſed *Bill*, intituled, *An Act to amend the ſeveral Acts laying a Duty on Slaves imported into this Colony*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Richard Henry Lee* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act to impower the Veſtry of the Pariſh of* Dale, *in the County of* Cheſterfield, *to ſell the Glebe Land of the ſaid Pariſh, and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cary* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Chriſtian* reported, That the Committee to whom the Petition of *John Dickenſon* was re-committed, had again had the ſame under their Conſideration, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid *John Dickenſon* hath faithfully diſcharged his Duty in his Office of Captain of a Company of Rangers; and that the Money due to himſelf and Company ought to be paid by the Publick, to be ſettled in the ſame Manner as by Law is directed.

The Houſe proceeded to the Conſideration of the Report from the Committee to whom the Petition of *Chriſtopher Weſt* was referred, and the Reſolutions of the ſaid Committee being again twice read, were agreed to by the Houſe, as follow:

Reſolved, That the ſaid *Chriſtopher Weſt* ought to be allowed the Sum of £32, as a Conſideration for his Pay during his Captivity.

Reſolved, That if the ſaid *Chriſtopher Weſt* is entitled to any Arrears of Pay, before the Time he was taken Priſoner as aforeſaid, the ſame ſhould be ſettled by the Pay Maſter of the Regiment.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee upon the Bill, For granting the Sum of £10,000, for the further Protection of this Colony; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their Conſideration and made ſeveral Amendments thereto, 21
which he read in his Place, and then delivered in at the Table.

Ordered, That the Conſideration of the ſaid Report be put off till To-morrow.

And then the Houſe adjourned till To-morrow Morning, Eleven o'Clock.

Friday, the 16th of November, 33 Geo. II. 1759.

AN *Account* of Arrears due to a Party of the Militia of *Bedford* County in the ſervice of this Colony.

And a *Claim* of *Thomas Cooper*, for taking up a Runaway therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

Upon a *Motion* made,

Ordered, That Mr *Waller* be added to the Committee to whom the Bill, To dock the Intail of certain Lands, whereof *Tarlton Fleming* is ſeized, and for ſettling other Lands and Slaves, of greater Value, to the ſame Uſes.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill, For paying the Burgeſſes Wages, for this preſent Seſſion of Aſſembly, in Money; and it is referred to Mr *Henry Lee* to prepare and bring in the ſame.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill, For leſſening the Duty on Slaves imported; and it is referred to Mr *Bland* and Mr *Waller* to prepare and bring in the ſame.

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Committee of the whole Houſe to the Bill, For granting the Sum of £10,000, for the further

ther Protection of this Colony; and the ſame being again twice read, were agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill, with the Amendments, as amended, be engroſſed, and read a third Time.

Mr *Bland* preſented to the Houſe, according to Order, a Bill, For leſſening the Duties laid upon Slaves imported, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Upon a *Motion* made,

The ſaid *Bill* was immediately read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

A *Bill*, For veſting certain Lands, therein mentioned, in *John Spotſwood* the Younger, in Fee Simple; was read a ſecond Time, and committed to Mr *Wythe*, Mr *Henry Lee*, Mr *Ambler*, and Mr *Walker*.

Mr *Henry Lee* preſented to the Houſe, according to Order, a Bill, For paying the Burgeſſes Wages, for this preſent Seſſion of Aſſembly, in Money; and the ſame was read the firſt Time, and ordered to be read a ſecond Time. And

Upon a *Motion* made,

The ſaid *Bill* was immediately read a ſecond Time.

Ordered, That the ſaid Bill be engroſſed and read a third Time.

22 *And then the Houſe adjourned till To-morrow Morning, Eleven o'Clock.*

Saturday, the 17th of November, 33 Geo. II. 1759.

THE *Order* of the Day being read.

The Houſe reſolved itſelf into a Committee upon the Bill, For leſſening the Duties laid upon Slaves imported; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Bill under their Conſideration, and made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill, with the Amendments, as amended, be engroſſed, and read a third Time.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act to impower the Veſtry of the Pariſh of *Dale*, in the County of *Chefterfield*, to ſell the Glebe Land of the ſaid Pariſh; and for other Purpoſes therein mentioned.

A *Petition* of *Alexander Sayers*, ſetting forth, That he was ordered out by his Honor the Governor, with a Company of the Militia of *Auguſta* under his Command, in the Year 1758, with which he was in Service of the Government for three Months, and his Accounts were ſettled by the Commiſſioners appointed to ſettle the Militia Accounts, upon whoſe Certificate his Honor granted him his Warrant to the Treaſurer for the Payment of the Money due to himſelf and his ſaid Company. That at the laſt Seſſion of Aſſembly, on the fourth day of *April*, the Houſe addreſſed his Honor the Governor to ſtop the Payment of his Warrant to the Petitioner, being of Opinion the Commiſſioners had no Power to paſs any Militia Accounts accruing after the paſſing the Act appointing them to their Office, by which Means the Petitioner and his ſaid Company have hitherto been kept out of their Pay; and praying the Conſideration of this Houſe therein, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

An

An engroſſed *Bill*, intituled, *An Act for granting the Sum of £10,000, for the further Protection of this Colony*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act to dock the Intail of certain Lands, therein mentioned, and to veſt the ſame in* Lewis Burwell, *Eſq; in Fee Simple; and for ſettling other Lands of greater Value, in Lieu thereof, to the ſame Uſes;* was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Wythe* do carry up the ſaid Bill to the Council for their Concurrence

An engroſſed *Bill*, intituled, *An Act for altering the Court Day of the County of* 23
Auguſta, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cary* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, intituled, *An Act for paying the Burgeſſes Wages, for this preſent Seſſion of Aſſembly, in Money*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Henry Lee* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned till Monday Morning, Eleven o'Clock.

Monday, the 19th of November. 33 Geo. II. 1759.

A *Meſſage* from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governor has commanded me to lay before this Houſe a Letter his Honor has juſt received from his Excellency General Amherſt, *in Favor of Capt.* Stobo, *by whom it was ſent, which, with that Gentleman's ſingular Sufferings, he recommends to the immediate Conſideration of this Houſe.*

The Houſe immediately proceeded to the Conſideration of the ſaid Letter, and the ſame being read,

Upon a *Motion* made, it was

Reſolved, That the Sum of £1000 be paid by the Treaſurer of this Colony to Captain *Robert Stobo*, over and above the Pay that is due to him from the Time of his rendering himſelf A Hoſtage to this Day, as a Reward for his Zeal to his Country and a Recompenſe for the great Hardſhips he has ſuffered during his Confinement in the Enemy's Country.

Ordered, That the ſaid Reſolve be engroſſed; and that Mr *Bland* do carry it up to the Council for their Concurrence.

Upon a *Motion* made,

Reſolved, That an humble Addreſs be made to his Honor the Governor, to deſire that he will be pleaſed to take Capt. *Stobo* into his ſpecial Care and Favor, and promote him in the Service of this Colony; and that Mr *Richard Henry Lee* do wait on his Honor with the ſaid Addreſs.

Upon a *Motion* made,

Reſolved, That the Thanks of this Houſe be given to Mr *Robert Stobo* for his ſteady and inviolable Attachment to the Intereſt of this Country; for his ſingular bravery and Courage exerted on all Occaſions during this preſent War, and for the Magnanimity with which he has ſupported himſelf during his Confinement in *Canada:* And that he be congratulated in the Name of this Houſe on his ſafe and happy Return to this Colony: And that Mr *Nicholas*, Mr *Bland*, and Mr *Waſhington*, do wait on him for that Purpoſe.

An engroſſed *Bill*, intituled, *An Act to oblige the Perſons bringing Slaves into this Colony from* Carolina, Maryland, *and the* Weſt Indies, *for their own Uſe, to pay a Duty;* 24
was read the third Time, and the Blanks therein filled up.

Reſolved,

Reſolved, That the Bill do paſs.

Ordered, That Mr *Richard Henry Lee* do carry up the ſaid Bill to the Council for their Concurrence.

Upon a *Motion* made,

Reſolved, That the ſeveral Sums following be allowed to the ſeveral Officers of the General Aſſembly, reſpectively.

To *John Randolph*, Eſq; Clerk of the Houſe of Burgeſſes		£150
To *Nathaniel Walthoe*, Eſq; Clerk of the General Aſſembly		50
To the Rev. Mr *William Yates*, Chaplain		25
To Mr *Francis Eppes*, Serjeant at Arms		40
To the Door-Keeper of the Council		6
To *James Lavie*,	Door-Keepers to the Houſe,	6
To *Thomas Broadrib*,		6
To *Thomas Francis*,		6
To *James Yates*,		6
To *George Davenport*, for his Services this Seſſion		15

Ordered, That the ſaid Reſolve be engroſſed; and that Mr *Richard Henry Lee* carry it up to the Council for their Concurrence.

Upon a *Motion* made,

Ordered, That a Committee be appointed, to examine the inrolled Bills, of the following Perſons, *viz.* Mr *Read*, Mr *Henry Lee*, Mr *Wager*, and Mr *Edmunds*.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act to dock the Intail of certain Lands, therein mentioned, and to veſt the ſame in *Lewis Burwell*, Eſq; in Fee Simple; and for ſettling other Lands of greater Value, in Lieu thereof, to the ſame Uſes.

Alſo to the Bill, *intituled*, An Act for altering the Court Day of the County of *Auguſta*.

Alſo to the Bill, *intituled*, An Act for paying the Burgeſſes Wages, for this preſent Seſſion of Aſſembly, in Money.

Alſo to the Bill, *intituled*, An Act to oblige the Perſons bringing Slaves into this Colony from *Maryland*, *Carolina*, and the *Weſt Indies*, for their own Uſe, to pay a Duty.

Alſo to the Reſolve *for allowing Captain* Robert Stobo *the Sum of £1000, for the Services therein mentioned.*

And to the Reſolve *for paying the Salaries of the reſpective Officers of the General Aſſembly for this preſent Seſſion.*

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 20th of November, 33 Geo. II. 1759.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have paſſed a Bill, intituled, An Act to eſtabliſh a Method to preſerve the Credit of the Paper Currency of this Colony, to which they deſire the Concurrence of this Houſe.

25 The Houſe immediately proceeded to the Conſideration of the ſaid Bill, and the ſame being read the firſt Time, and the Queſtion put that it be read a ſecond Time,

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *intituled*, An Act for granting the Sum of £10,000, for the further Protection of this Colony.

Mr

Mr *Nicholas* reported, That the Committee appointed had, according to Order, waited on Capt. *Stobo* with the Refolution of this Houſe, to return him their Thanks for his late Services to this Colony, to which he had returned the following Anfwer:

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The diſtinguiſhing Tokens of Favor and Benevolence which you have vouchſafed voluntarily to confer on me, and that unanimouſly and immediately upon my happy Return to this Country, have adminiſtered to my Heart the greateſt Conſolation it was ſuſceptible of, gratified every Wiſh it was capable of entertaining, and imprinted upon it the moſt indelible Senſe of Gratitude it could poſſibly be affected with.

To be informed by the Voice of the Publick, that I have diſcharged my Duty to their Satiſfaction, and merited their Thanks for my Conduct, is the higheſt Glory my Ambition could aſpire at, and will determine me, upon any future Occaſion, to exert myſelf with all the Vigor and Alacrity which the united Ardor of Gratitude and Duty can inſpire.

ROBERT STOBO.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 21st of November, 33 Geo. II. 1759.

MR. *Read* reported, That the Committee appointed had, according to Order, examined the inrolled Bills and rectified ſuch Miſtakes as were found therein, and that they were truly inrolled.

Ordered, That Mr *Read* do carry up the inrolled Bills to the Council for their Inſpection.

A *Meſſage* from the Council by Mr *Walthoe.*

That they have inſpected the inrolled Bills, and are ſatiſfied they are truly inrolled,

A *Meſſage* from the Governor bv Mr *Walthoe.*

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governor commands the immediate Attendance of this Houſe in the Council Chamber, and that you bring with you ſuch Bills and Reſolves as are ready for his Aſſent.

Mr *Speaker*, with the Houſe, went up accordingly, and the Governor was pleaſed to give his Aſſent to the following Bills,* *viz.*

1. An Act for granting the Sum of Ten Thouſand Pounds, for the further Protection of this Colony.

2. An Act to oblige the Perſons bringing Slaves into this Colony from Maryland, Carolina, and the Weſt Indies, for their own Uſe, to pay a Duty.

3. An Act for altering the Court Day of the County of Auguſta.

4. An Act to impower the Veſtry of the Pariſh of Dale, in the County of Cheſterfield, 26 *to ſell the Glebe Land of the ſaid Pariſh; and for other Purpoſes therein mentioned.*

5. An Act for paying the Burgeſſes Wages, for this preſent Seſſion of Aſſembly, in Money.

6. An Act to dock the Intail of certain Lands, therein mentioned, and to veſt the ſame in Lewis Burwell, Eſq; in Fee Simple, and for ſettling other Lands of greater Value, in Lieu thereof, to the ſame Uſes.

His Honor likewiſe gave his Aſſent to the following Reſolves, *viz.*

1. A Reſolve for paying the Sum of £1000 to Capt. Robert Stobo, for the Services therein mentioned

2. A Reſolve for paying Alexander Finnie the Sum of £100, for the Services therein mentioned.

3. A

*Hening VII, 331 ff.

3. A Reſolve for furniſhing the acting Juſtices of the Peace in the ſeveral Counties in this Colony with Mr Mercer's Abridgment at the Publick Expence.

4. A Reſolve for paying William Hunter, Printer to the Publick, a Salary of £300 per Annum.

5. Alſo to the Reſolve for paying the Salaries of the reſpective Officers of the General Aſſembly for this preſent Seſſion.

And then his Honor was pleaſed to make the following Speech.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

As you have gone through the particular Branches of Buſineſs which were the immediate Cauſe of my ſummoning you, and as you have ſhewn a Deſire of retiring to your own Counties, by your not entering on the common Buſineſs of the Country, I ſhall not detain you longer from purſuing your Inclinations, being at all Times deſirous to comply therewith as far as is conſiſtant with the Duty I owe to his Majeſty, and the Attachment I have to this Colony..

I cannot but wiſh that you had more amply provided for the great Services which to me ſeemed neceſſary for your Preſervation; notwithſtanding this, I give you the ſtrongeſt Aſſurances that I will, with the utmoſt Aſſiduty and Application, employ the Forces you have entruſted to me, to the beſt of my Abilities, towards the finiſhing and protecting the Works now erecting at Pittſburg, *the aſſiſting Governor* Lyttleton *againſt the* Cherokee Indians, *if they ſhould be raſh enough to declare War, and the preſerving and ſecuring our own Frontiers. If I ſhould be ſo unfortunate as to fail in either of theſe Particulars, I truſt you will have Candor enough to attribute it to the Scantineſs of the Power with which you have inveſted me. This you have encouraged me to hope, from the Approbation you have given to my former Conduct. I ſhall cloſe this Seſſion, with repeating the Satiſfaction I always receive from being thought to have done my Duty; and ſhall accordingly prorogue you, and you are hereby prorogued, to the Firſt* Tueſday *in* March *next.*

JOURNAL

of the

HOUSE OF BURGESSES

1760

March Seſſion

JOURNAL

of the

HOUSE OF BURGESSES

AT A GENERAL ASSEMBLY ſummoned to be held at the Capitol in the City of WILLIAMSBURG on THURSDAY, the fourteenth Day of SEPTEMBER in the XXXII^d Year of the Reign of our Sovereign Lord King GEORGE the ſecond and in the year of our Lord 1758 and from thence continued by ſeveral Prorogations to TUESDAY the 4th Day of MARCH in the XXXIII^d Year of his Majeſty's Reign Annoqz Dom 1760 and then held at the Capitol in the ſaid City being the fifth Seſſion of this Aſſembly.

Tuesday, the 4th of March. 33 Geo. II. 1760.

A *Meſſage* from the Governor was delivered by Mr *Walthoe.*

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governor commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up to attend the Governor.

And being returned, reported, That the Houſe had attended the Governor in the Council Chamber; and that the Governor was pleaſed to make a Speech to the Council and this Houſe, of which he had (to prevent Miſtakes) obtained a Copy, which he read to the Houſe, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I Have called you together at this juncture, that I might be informed in Time of your
4 *Reſolutions and Intentions, in Relation to the Regiment; which, without your farther Aſſiſtance, I muſt diſband on the firſt Day of* May *next, agreeably to the Act providing for their Subſiſtance, which has been punctually complied with in every other Particular.*

The Expediency of keeping up this reputable Body of Men will fully appear to you, from the Letters I have received from Major-Generals Amherſt *and* Stanwix, *Governor* Lyttleton, *and Colonel* Byrd, *all of which I ſhall immediately lay before you, for your better Information: Could I add any thing to what theſe Gentlemen have wrote on this Head, I would remind you, that* Great Britain, *notwithſtanding the enormous Debt under which ſhe at preſent labors, is raiſing many Millions for the Service of the enſuing Year; that notwithſtanding the Invaſion with which ſhe was threatened, and the Sums expended for the Defence of her own Coaſts, ſhe has never been backward in ſupporting and defending her Colonies, but has, like a true and tender Mother, in Part reimburſed them for the Expences they have been at in their own Defence, as is evident by the annual Grants of Parliament for the Support and Encouragement of the Colonies; and we can have no Room to doubt of her future Benevolence towards us.*

As a farther Motive to induce you to purſue this ſalutary Meaſure, conſider the preſent declining State of France; *her Trade ruined, her Navy deſtroyed, her Treaſury Bankrupt, and*

and the Spirits of her People ſo entirely broke, that ſhe is become rather an Object of Pity than of Reſentment: From theſe Circumſtances, it is moſt probable that the Bleſſings of Peace will ſoon attend us; will you not then perſevere to the laſt? Will you tarniſh the Honour and Reputation you have juſtly acquired, by withdrawing yourſelves at the Cloſe of the Day? I cannot ſuppoſe it. Therefore,

Gentlemen of the Houſe of Burgeſſes,

Though I recommend Meaſures productive of farther Expence to your Conſideration, let me aſſure you, that I am ſorry the Circumſtances of the Times oblige me to it; but I think them for your Honor, for your future Safety, and in all Reſpects for the Intereſt of this Colony, for which you have always ſhewn ſo uniform a Regard; and I make no Doubt but you will concur in them.

Gentlemen of the Council and of the Houſe of Burgeſſes,

Having thus laid before you all Matters which occur to me for your preſent Deliberations, I ſhall leave them with you, requeſting you to uſe Diſpatch in your Conſultations, that I may make known your Reſolutions to the Commanders before the uſual Time of opening the Campaign. I have the farther pleaſure to inform you that I have received a Patent under the Great Seal of Great Britain, *appointing Major-General* Amherſt *to be Governor and Commander in Chief of this Colony; an Inſtance of his Majeſty's Regard to true Merit, which muſt give great Satiſfaction to the Inhabitants of this Continent, who are reſcued from* 6 *the Hands of the Enemy, by the Conduct and Vigor of ſo able a Commander.*

And late in the Evening Yeſterday, I received freſh Letters from Mr Secretary Pitt *and Major-General* Amherſt, *ſignifying his Majeſty's Commands to me, to recommend to the General Aſſembly of this Dominion, in the ſtrongeſt Terms, the exerting themſelves by the moſt vigorous Meaſures during this Campaign, which will probably be the laſt.*

Mr *Speaker* informed the Houſe, that the Governor had delivered to him ſeveral Letters from Mr Secretary *Pitt*, Major-Generals *Amherſt* and *Stanwix*, Governor *Lyttleton* and Colonel *Byrd*, and deſired him to lay them before the Houſe.

And the ſaid *Letters* were read, and ordered to lye on the Table.

Reſolved, That an Addreſs be preſented to the Governor to return him the Thanks of this Houſe for his kind Speech; to aſſure him that we reflect, with the higheſt Gratitude, on the Care his Majeſty has taken of his Colonies, and on his appointing Major-General *Amherſt* to be Governor of this Colony, whoſe Conduct and Abilities have made him dear to every one who has the Intereſt of his Country at Heart: That we are ſenſible, the Security and Tranquillity we now enjoy, are owing to his Majeſty's Wiſdom 7 and Goodneſs, and that we ſhall on this Occaſion, endeavor to ſupport that Character which his Honor is pleaſed to tell us we have by our former Conduct acquired.

Ordered, That a Committee be appointed to draw up an Addreſs to the Governor, purſuant to the ſaid Reſolution; and it is referred to Mr *Attorney*, Mr *Braxton*, and Mr *Charles Carter*, to prepare and bring in the ſame.

Two *Members* returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration and alſo ſubſcribed the Teſt, were admitted to their Places in the Houſe.

Reſolved, That the Houſe will take the Governor's Speech into Conſideration Tomorrow.

Ordered, That the Reverend Mr *Williams* be continued Chaplain to this Houſe, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That *Thomas Broadrib*, *Thomas Francis*, *James Lavie*, and *James Yates*, be continued in their reſpective Offices of Door Keepers to this Houſe, and that they give their Attendance accordingly.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for electing a Burgeſs to ſerve in this preſent General Aſſembly for *James Town*, in the 8 Room

Room of Mr *John Ambler*, who, ſince his Election, hath accepted of an Office of Profit in this Government; and that Mr *Wythe* do wait on him with the ſaid Addreſs.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for electing a Burgeſs to ſerve in this preſent General Aſſembly for County of *Spotſylvania*, in the Room of Mr *William Waller*, deceaſed, and that Mr *Richard Henry Lee* do wait on him with the ſaid Addreſs.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 5th of March, 33 Geo. II. 1760.

UPON a *Motion* made,

Ordered, That all ſuch Claims and Propoſitions as were referred from the laſt to this Seſſion of Aſſembly, and alſo all ſuch Claims and Propoſitions as ſhall be certified to this, be referred to the Conſideration of the next Seſſion of Aſſembly.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill to explain the Act, intituled, *An Act*
9 *for eſtabliſhing a Trade with the* Indians *in Alliance with his Majeſty;* and it is referred to Mr *Richard Henry Lee*, Mr *Waller*, and Mr *Bland*, to prepare and bring in the ſame.

The *Order* of the Day being read, for the Houſe to take the Governor's Speech into Conſideration.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Speech.

Ordered, That the ſeveral Letters Yeſterday laid before the Houſe, by Deſire of his Honor the Governor, be referred to the Conſideration of the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee upon the ſaid Speech and Letters; and, after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſame under their Conſideration, and come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Regiment now in the Pay of this Colony be farther continued, in the Service of this Colony untill the firſt Day of *November* next.

Reſolved, That 300 of the ſaid Regiment be farther continued, in the ſaid Service, from the ſaid firſt Day of *November*, to the firſt Day of *April* following, if it ſhall be
10 thought neceſſary by the Governor, or Commander in Chief of this Colony.

Reſolved, That a ſum, not exceeding £20,000, be raiſed for the Pay and Maintenance of the ſaid Forces untill the ſaid firſt Day of *April*.

Upon a *Motion* made,

Reſolved, That this Houſe will reſolve itſelf into a Committee, to conſider of Ways and Means to raiſe the Sum of £20,000, purſuant to the Reſolutions of the ſaid Committee this Day agreed to by the Houſe, To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thursday, the 6th of March, 33 Geo. II. 1760.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Mr *Attorney* reported, that the Committee appointed had, according to Order, prepared an Addreſs to the Governor; which he read in his Place, and then delivered in at the

the Table, where the ſame was again twice read, and agreed to by the Houſe, and is as follows:

Sir, 11

We his Majeſty's moſt dutiful and loyal Subjects, the Burgeſſes of Virginia, *now met in General Aſſembly, return you our Thanks, for your kind Speech at the Opening of this Seſſion. The Concern you ſhew for the Honor and Reputation of this Colony, is a freſh Inſtance of your Affection and Regard to it, and claims our warmeſt Acknowledgments:*

We reflect, with the higheſt Gratitude, on the generous Supplies which our Mother Country has given, and on the Care his Majeſty has taken for the Protection of the Colonies; and we are truly ſenſible, that the Security and Tranquillity we at preſent enjoy are derived from his Wiſdom and Goodneſs.

The Appointment of Major-General Amherſt *to be Governor and Commander in Chief of this Colony, cannot but give us great Satiſfaction, ſince the Valor and Conduct of that able Commander, have long made him dear to us.*

We ſhall on this Occaſion endeavor to ſupport that Character, which your Honor is pleaſed to tell us we have by our former Conduct acquired, and ſhall proceed on the Buſineſs recommended to us, with all poſſible Diſpatch.

Ordered, That the ſaid Addreſs be fairly tranſcribed and preſented by the whole Houſe.

Ordered, That the Committee who prepared the ſame wait on the Governor, to 12
know his Pleaſure when this Houſe ſhall attend his Honor to preſent it.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee, to conſider of Ways and Means for raiſing the Sum of £20,000, purſuant to the ſeveral Reſolutions of the Committee Yeſterday agreed to; and, after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had that Matter under their Conſideration, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Sum of £20,000, to be raiſed for the [Pay] and Maintenance of the Forces to be continued in the Service of this Colony be raiſed by a Tax of one Shilling and Three pence on every Hundred Acres of Land in the Years 1767 and 1768, and two Shillings on every Tithable Perſon in this Colony, in the Year 1768.

Ordered, That a Bill or Bills be brought in, purſuant to the ſaid Reſolution, and alſo to the ſeveral Reſolutions of the Committee Yeſterday agreed to by the Houſe; and it is referred to Mr *Charles Carter*, Mr *Attorney*, Mr *Waller*, Mr *Pendleton*, Mr *Wythe* and Mr 13
Harriſon, to prepare and bring in the ſame.

Mr *Richard Henry Lee*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill, To explain and amend an Act, intituled, *An Act for eſtabliſhing a Trade with the* Indians *in Alliance with his Majeſty*; And the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *John Tennent* was preſented to the Houſe and read, ſetting forth, that many Years ago his Father (now deceaſed) diſcovered an efficacious remedy for Pluriſies and other Diſorders, and at the Requeſt of ſeveral Gentlemen of this Colony, communicated the ſame to the Publick, for which he was recompenced by the Aſſembly with a Gratuity of £100; ſince which, the aforeſaid Remedy hath become univerſal, and by great Experience, found very ſerviceable in thoſe Diſorders: That the Petitioner's ſaid Father left his Family in very indigent Circumſtances, and the Petitioner having obtained his Education at the College on a publick foundation, and ſince applied himſelf to the Study of Phyſick, to complete which he hath been adviſed to go to *England*; but having no other Dependence than the Aſſiſtance of a Particular Friend, humbly prays Aid of this Houſe which he hopes will be granted him, the rather becauſe his Father having promulgated the Benefit ariſing to the Publick from his aforeſaid Diſcovery, waved the great Advantage he might reaſonably have expected to have obtained 14
from

from it, if he had kept the Secret to himſelf. And the Queſtion being put, that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved That the ſaid Petition be rejected.

A *Claim* of *Reuben Straughan*, for taking up a Runaway Slave therein mentioned. *Alſo* a Claim of *John Taylor*, for the ſame Service; were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 7th of March, 33 Geo. II. 1760.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his place in the Houſe.

Mr *Attorney* reported, that the Committee appointed had according to Order, waited on the Governor to know his Pleaſure, when this Houſe ſhould attend him with
15 their Addreſs; and that he was pleaſed to appoint this Day, and to ſay he would ſignify by a Meſſage to the Houſe when he was ready to receive it.

Mr *Charles Carter*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill for granting the Sum of £20,000 for the Better Security and Protection of this Colony; and the ſame was read the firſt Time and ordered to be read a ſecond Time.

A *Petition* of *Thomas Roy*, praying to be reimburſed by the Publick for the Expences he had been at in building a Wharf for the Publick Uſe of *Roy's* Warehouſes in *Caroline* County; alledging that the Rents, of the ſaid Warehouſes (of which he is Proprietor) are not ſufficient for that Purpoſe was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of *William Fleming*, ſetting forth, that in the Year 1755 he received a Commiſſion as Enſign in Captain *David Bell's* Company, and in Purſuance of Orders from Colonel *Waſhington*, recruited a Number of Men and ſubſiſted them at his own Expence; ten of which, in their March to the County of *Auguſta*, deſerted, and were
16 never afterwards retaken; for which reaſon Colonel *Waſhington*, in ſettling the Petitioner's recruiting Account, refuſed to make him any Allowance for thoſe Deſerters; and praying to be reimburſed by the Publick for the Charges of inliſting and ſubſiſting the ſaid Deſerters, which amounts to £35. 13, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to Mr *Riddick* and Mr *Harriſon*: That they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Several *Claims* of *William Willie*, Clerk, *James Wren*, *James Fawn*, *John Halcombe* and *John Dudley*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

A *Bill* to explain and amend an Act intituled, *An Act for eſtabliſhing a Trade with the* Indians *in Alliance with his Majeſty*, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

Mr *Riddick* reported, that the Committee to whom the Petition of *William Fleming* was referred, had had the ſame under their Conſideration, and had come to a Reſo-
17 lution thereupon, which he read in his Place and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe as follows:

Reſolved,

Reſolved, That the Allegations of the ſaid Petition are true, and that the ſaid *William Fleming* ought to be allowed the Sum of £35. 13. for ſo much by him expended in the publick Service, to be paid by the Publick.

A *Meſſage* from the Governor by Mr *Walthoe*,

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

I am commanded by the Governor to acquaint this Houſe, that his Honor is now ready to receive their Addreſs in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up; and being returned, reported, That he, with the Houſe, had attended the Governor in the Council Chamber, and preſented the Addreſs of this Houſe to him, to which he was pleaſed to return the following Anſwer:

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The juſt Senſe you entertain of his Majeſty's great Wiſdom and Goodneſs; the Steadineſs with which you have perſevered to ſupport his Rights and protect this Colony; the Alacrity with which you have undertaken, and the Progreſs you have already made in, the Meaſures recommended to you, together with the Affection and Regard ſhewn to me in this Addreſs, demand a Return of my moſt ſincere Thanks, which I give you with the greateſt Cordiality. 18

Mr *Speaker* informed the Houſe, that the Governor had delivered to him ſeveral Letters from Sir *John St. Clair*, Colonel *Byrd*, Major *Stobo*, and Mr *Van Braam*, which he had deſired him to lay before the Houſe.

And the ſaid *Letters* were read, and ordered to lye on the Table.

A *Memorial* of the Officers of the *Virginia* Regiment was preſented to the Houſe and read, ſetting forth, That they had chearfully entered into the Service of this Colony, at a Juncture when an averſion to a Military Life was general and conſpicuous, and when the unjuſtifiable Encroachments of the *French* threatened our Lives and Properties with great Danger; ſince which Period, they had made the Study of their Profeſſion the Object of their cloſeſt Attention, and dropped all Thoughts of their former Employments, to which they cannot return but with the utmoſt Reluctance, and under ſuch Infinity of Diſadvantages, as will totally incapacitate them from purſuing the ſame with any Probability of Succeſs: That ſuch of them as had any Fortunes, had expended them; and thoſe who had none are greatly involved by procuring the Neceſſaries, and a very few of the Conveniences of Life; of both which they were often deſtitute, and which in the Country (or rather Wilderneſs) they generally ſerved in, could never be 19 got but at an exorbitant Rate: That they have for a Number of Years been on conſtant ſevere Duty, encountred the rudeſt Toils and moſt imminent Dangers, been Strangers to Winter-Quarters, and other Relaxations from the Duties of the Field, which other Troops enjoyed, and all have a Right to: That they have ſpent their youthful Days, impaired their Health, hurt their Conſtitutions, and in fine been deprived of thoſe Reſources that would have enabled them to have gained a Livelihood: That by cloſe Application, and a ſteady Perſeverance in the punctual Execution of their Duty, ſuch good Order, Regularity, and ſtrict Diſcipline (which can alone conſtitute good Troops) have long been maintained in the Regiment ſo as to have attracted the Particular Notice and Approbation of the beſt Judges; acquired a Superiority over all other Provincial Troops, and rendered it univerſally admired by all with whom it did Duty: This Aſſertion is clearly evinced, by the general Behaviour of its Officers in the many Actions it has been engaged in, and the ſignal Bravery of ſeveral, whoſe gallant Conduct and glorious Deaths redound ſo much to the Honor of this Colony: That the publick Spirits which have ſo long exhibited our military Affairs in a diſtinguiſhed Light from thoſe of the neighbouring Provinces, and the ready Attention of this Houſe to redreſs the Grievances of 20 the Memorialiſts, give them room to hope that, ſtill actuated by the ſame noble Motives, this Houſe will form ſome Eſtabliſhment for their future Support, that the Bleſſings of

Peace

Peace which they have been inſtrumental in procuring to many of their Fellow Subjects, they may in ſome Meaſure participate of themſelves; or in Caſe the unprecedented Perfidy of the *Cherokees* ſhould protract the War, in that Event, ſuch a Proviſion would create the ſtrongeſt Incitement in generous Minds (*viz.* Gratitude) to the utmoſt Exertion of their Abilities in the Execution of ſuch ulterior Operations as may be judged moſt effecatious for re-eſtabliſhing the Tranquility, and ſupporting the Honor, Intereſt and Security of this Colony: And praying that this Houſe will take this Affair into Conſideration.

Ordered, That the ſaid Memorial be referred to the Conſideration of the next Seſſion of Aſſembly.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 8th of March, 33 Geo. II. 1760.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

21 A *Petition* of *William Hunter*, Printer, praying that his Salary as Printer to this Houſe may be continued, was preſented to the Houſe and read.

Reſolved, That the Sum of £350 per Annum be allowed to *William Hunter*, Printer, to continue to the End of the next Seſſion of Aſſembly, as a full Conſideration for printing the Journals of the Houſe of Burgeſſes, printing the Laws of each Seſſion, and ſending 13 of them to every County Court Clerk, one of which to be Half-bound for the uſe of the Court; printing Inſpectors Notes, and Books, Proclamations, and other publick Advertiſements.

Ordered, That the ſaid Reſolve be engroſſed, and that Mr *Bland* do carry it to the Council for their Concurrence.

A *Petition* of *Samuel Galt*, Keeper of the publick Goal, praying that the uſual Allowance for maintaining Criminals committed to the ſaid Goal may ſtill be continued, was preſented to the Houſe and read.

Reſolved, That the additional Sum of £15 be paid to the ſaid *Samuel Galt* for every Year, over and above his uſual Salary of £25.

Reſolved, That 10 lbs, of Tobacco per Day be allowed the ſaid *Samuel Galt* for every
22 Criminal committed to the ſaid Goal, during ſuch Criminals Impriſonment, from this Time to the End of the next Seſſion of Aſſembly.

A *Bill* For granting the Sum of £20,000 for the farther Security and Protection of this Colony, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe, immediately.

The Houſe accordingly reſolved itſelf into a Committee upon the ſaid Bill; and, after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Bill under their Conſideration, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read and agreed to.

23 *Ordered*, That the Bill, with the Amendments, be engroſſed, and read a third Time.

The *Order* of the Day being read,

The Houſe reſolved itſelf into a Committee upon the Bill, To explain and amend an Act, intituled, *An Act for eſtabliſhing a Trade with the* Indians *in Alliance with his Majeſty*, and, after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Bill under their Conſideration, but had made no Amendments thereto.

And the *Queſtion* being put, that the ſaid Bill be ingroſſed, and read a third Time, It paſſed in the Negative.

Reſolved,

Reſolved, That the ſaid Bill be rejected.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill, For directing the Truſtees of the *Indian* Factory of *Virginia* to ſell the Goods, imported by them, and to pay the money ariſing by ſuch Sale into the Treaſury, for the uſe of the Publick; and it is referred to Mr *Bland*, to prepare and bring in the ſame.

A *Petition* of *James Barbour*, complaining of an undue Election and Return of Mr *Henry Pendleton* to ſerve as a Burgeſs in this preſent General Aſſembly for the County of *Culpeper*, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Claim* of *William Cockerham*, for taking a Runaway therein mentioned, was preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Monday, the 10th of March, 33 Geo. II. 1760.

SEVERAL *Claims* of *Gerrard Ridley*, *James Terry*, *James Bell*, and *John Anderſon*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of *Clement Norman*, praying to be reimburſed by the Public the Sum of five Pounds paid by him to Doctor *Parker* for attending his Son, who was Shot, and died in the Service of the Publick.

Alſo a *Petition* of *William Peachey*, late Colonel of the Frontier Battalion, in Behalf of himſelf and the Officers lately under his Command, praying that they may be repaid by the Publick for the additional Expences they were at, more than allowed by Law, in raiſing Recruits for the ſaid Battalion, and marching them through the Country to their Place of Rendezvous.

Alſo a *Petition* of *Chriſtopher Hudſon*, ſetting forth, that he was Captain of a Company of Militia on the Frontiers of this Colony, which he was under the Neceſſity of leaving, to come to *Williamſburg* for Inſtructions; in which, and other publick Services, he was detained from his Command a Month, for which Reaſon the Commiſſioners appointed to ſettle the Militia Accounts refuſed to allow him his Pay for that Month, and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Hamilton*, in the County of *Prince William*, praying that that Part of the ſaid Pariſh, lying below the dividing Line of *Prince William*, and *Fauquier* Counties, may be added to the Pariſh of *Dettingen*, in order to render their Attendance on Divine Service more eaſy and convenient.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Cameron*, ſetting forth, that the late Election of Veſtrymen for the ſaid Pariſh was illegal and praying that the ſame may be diſſolved.

Alſo a *Petition* of *John Palmer*, praying to be paid by the Publick for a Horſe and Bridle impreſſed into his Majeſty's Service and loſt.

Alſo a *Petition* of ſundry Inhabitants on *Rock Fiſh* River, in the County of *Albemarle*, ſetting forth, that the Advantages and Benefits they lately enjoyed in ſupplying their Families with Fiſh, which uſed to go up that River in great Abundance, they are now entirely deprived of, by a Mill built thereon by *Allen Howard*, which has ſtopped the Courſe of the Fiſh up the ſaid River; and praying that the ſaid *Howard* may be compelled to cut a Slope in his Mill Dam, for the Paſſage of Fiſh.

Alſo a *Petition* of *Dale Carter* and *Merryman Payne*, Inſpectors of Tobacco at *Daviſ's* Warehouſe, in the County of *Lancaſter*, ſetting forth, that on the 21ſt of *June* laſt the ſaid

ſaid Warehouſe was broke open, and 447 lbs. of Tobacco ſtolen out of a Crop Hogſhead of Colonel *William Tayloe's*, which had been inſpected and paſſed, and which they were obliged to make good, and praying that they may be repaid by the publick; were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Bland* preſented to the Houſe, according to Order, a Bill, For directing the Truſtees of the *Indian* Factory of *Virginia* to ſell the Goods imported by them, and to pay the Money ariſing by ſuch Sale into the Treaſury, for the Uſe of the Publick; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An ingroſſed *Bill*, intituled, *An Act for granting the Sum of £20,000 for the farther Security and Protection of this Colony*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Upon a *Motion* made,

A *Bill* For directing the Truſtees of the *Indian* Factory of *Virginia* to ſell the Goods
27 imported by them, and to pay the Money ariſing by ſuch Sale into the Treaſury, for the Uſe of the Publick, was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third Time.

Upon a *Motion* made,

Ordered, That the Commiſſioners appointed by Act of Aſſembly for examining ſtating and ſettling, the Expences of the Soldiers of this Colony, do examine, ſtate and ſettle, the Accounts of Mr *Thomas Walker* for Proviſions furniſhed by him for the Militia ſtationed in *Auguſta*.

A *Petition* of *Peter Pelham*, praying that he may have ſome Allowance for performing on the Organ in the Church in this City during this and the laſt Seſſion, and keeping the ſame in Order, was preſented to the Houſe and read; and thereupon,

Reſolved, That the Sum of £20 be paid by the Treaſurer of this Colony out of the public Money in his Hands, to Mr *Peter Pelham* for his Trouble in performing on the Organ in the Church in the City of *Williamſburg*, during this and the laſt Seſſion, and for keeping the ſame in Order.

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Attorney* do carry it up to
28 the Council for their Concurrence.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill, For paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly; and it is referred to Mr *Pendleton* to prepare and bring in the ſame.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act for granting the Sum of £20,000 for the farther Security and Protection of this Colony.

Alſo to the Reſolve *for paying* William Hunter, *Printer to the Publick, a Salary of £350 per Annum.*

Mr *Pendleton* preſented to the Houſe, according to Order, a Bill, For paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An ingroſſed *Bill*, intituled, *An Act for directing the Truſtees of the* Indian *Factory of* Virginia *to ſell the Goods imported by them, and to pay the Money ariſing by ſuch Sale into the Treaſury, for the Uſe of the Publick*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry up the ſaid Bill to the Council for their Concurrence.

Upon a *Motion* made,

A *Bill* For paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly, 29
was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third Time.

Upon a *Motion* made,

Reſolved, That the Sum of £828. 11 be allowed to *Jacob Van Braam*, being due to him for his Pay as a Captain in the Service of this Colony, from the Time of his rendering himſelf as an Hoſtage, and during his Confinement as ſuch in *Canada*.

An ingroſſed *Bill*, intituled, *An Act for paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

Upon a *Motion* made,

Reſolved, That the ſeveral Sums following be paid to the ſeveral Officers of the General Aſſembly, reſpectively.

To *John Randolph*, Eſq.r Clerk of the Houſe of Burgeſſes	£50
To *Nathaniel Walthoe*, Eſq.r Clerk of the General Aſſembly	25
To the Rev. Mr *William Yates*, Chaplain	15
To Mr *Francis Eppes*, Serjeant at Arms	20
To Mr *George Davenport*, for his Services this Seſſion	10
To the Door Keeper of the Council	5
To *Thomas Broadrib*, To *James Lavie*, To *Thomas Francis*, To *James Yeates*, Door Keepers to the Houſe,	5 5 5 5

30

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Richard Henry Lee*, do carry it up to the Council for their Concurrence.

Upon a *Motion* made,

Reſolved, That the Sum of £50 be paid by the Treaſurer of this Colony, out of the publick Money in his Hands, to *Edward Davis*, being the Value of a Negro Slave, belonging to him, condemned and executed for Felony; And that the Sum of £50 be alſo paid, by the ſaid Treaſurer, to *John Thruſton;* being the Value of a Negro Slave, belonging to him, who alſo was condemned and executed for Felony; both of which were legally certified to the Seſſion of Aſſembly in *February* 1759, but omitted to be entered in the Book of Claims.

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Pendleton* do carry it to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 11th of March, 33 Geo. II. 1760.

ORDERED, That a Committee be appointed to examine the inrolled Bills of the following Perſons, *viz.*, Mr *William Digges* and Mr *Wager*.

A *Petition* of *William Tawhan* and others, Part of the Tribe of *Pamunkey* 31
Indians, ſetting forth, that an Act of Aſſembly, paſſed in *February* 1759, For veſting certain Lands belonging to the *Pamunkey Indians* in Truſtees, to be leaſed for their Benefit, which the Petitioners repreſent was obtained at the Solicitations of a few only of thoſe *Indians*, without ever conſulting the Petitioners on the Subject; and praying that the ſaid Act may be repealed, was preſented to the Houſe and read.

Ordered,

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act to direct the Truſtees of the *Indian* Factory of *Virginia* to ſell the Goods imported by them, and to pay the Money ariſing by ſuch Sale into the Treaſury, for the Uſe of the Publick.

Alſo a Bill, *intituled*, An Act for paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly.

And that they have agreed to the Reſolve *of this Houſe, for paying the Officers Salaries for this preſent Seſſion of Aſſembly.*

Alſo to the Reſolve, *for paying the Sum of £50 to* Edward Davis *and* John Thruſton *each, for their reſpective Slaves condemned and executed for Felony.*

And to the Reſolve, *for paying the Sum of £20 to* Peter Pelham, *for the Services therein mentioned.*

32 Mr *William Digges* reported, that the Committee appointed had, according to Order, examined the inrolled Bills, and rectified ſuch Miſtakes as were found therein, and that they were truly inrolled.

Ordered, That Mr *Digges* do carry up the inrolled Bills to the Council for their inſpection.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have inſpected the inrolled Bills, and are ſatiſfied they are truly inrolled.

A *Meſſage* from the Governor by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governor commands the immediate Attendance of this Houſe in the Council Chamber, and that you bring with you ſuch bills and reſolves as are ready for his aſſent.

Mr *Speaker* with the Houſe went up accordingly, and the Governor was pleaſed to give his aſſent to the following Bills,* *viz.*

1. An Act for granting the ſum of twenty thouſand pounds for the farther ſecurity and protection of this colony.

2. An Act for directing the truſtees of the Indian factory of Virginia, to ſell the goods imported by them, and to pay the money ariſing by ſuch Sale into the Treaſury for the Uſe of the Publick.

3. An Act for paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly.

33 His Honor likewiſe gave his Aſſent to the following Reſolves, *viz.*

1. A Reſolve for paying William Hunter, Printer to the Publick, a Salary of £350 per Annum.

2. A Reſolve for paying the Officers Salaries for this preſent Seſſion of Aſſembly.

3. A Reſolve for paying £20 to Peter Pelham, Organiſt.

4. A Reſolve for paying the Sum of £50 to Edward Davis and John Thurſton each, for their reſpective Slaves condemned and executed for Felony.

And then his Honor cloſed the Seſſion with the following Speech.

Gentlemen of the Council, Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

I Cannot diſmiſs you, without returning you Thanks for the Unanimity and Diſpatch with which you have conducted the Meaſure I recommended to you, at the Opening of this Seſſion.

The

*Hening VII, 347 ff.

The keeping on Foot a Body of Men to act under the Direction of his Majeſty's Commander in Chief in theſe Parts, during the enſuing Campaign, at a Time when your own Frontiers are free from any Danger from the French, *muſt redound to your Honor, be grateful to his Majeſty, and convince the whole World of your unſhaken Loyalty, Fidelity, and Attachment, to his Royal Perſon and Government, at the ſame Time that it ſecures to you your own Safety and Tranquillity.*

I ſhall now therefore prorogue you, and you are accordingly prorogued, to the Firſt Tueſday *in* June *next.*

JOURNAL

of the

HOUSE OF BURGESSES

1760

May Seſſion

JOURNAL

of the

HOUSE OF BURGESSES

Monday, the 19th of May, 33 Geo. II. 1760.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governour commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up to attend the Governour;

And being returned, reported, That he, with the Houſe, had attended the Governour in the Council-Chamber; and that the Governour was pleaſed to make a Speech to the Council and this Houſe, of which he had (to prevent Miſtakes) obtained a Copy, which he read to the Houſe, and then delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

From my great Deſire to give you all the Relaxation from the Attendance on publick Buſineſs, which the Exigencies of Government will permit, you may be aſſured that nothing but a Matter of the moſt preſſing Nature, which would admit of no Delay, could have induced me to call you together again ſo ſoon.

I have received Letters from the Honourable William Bull *Lieutenant-Governour and Commander in Chief of* South-Carolina, *ſince the Departure of his Excellency Governour* Lyttelton, *requeſting, in the moſt urgent Terms, that I would ſend immediate Aſſiſtance to Fort* Loudoun; *a Fort ſituated in the Overhill* Cherokee *Country, conſiſting of a Garriſon of 200 Men, who cannot be relieved from* Carolina, *and muſt inevitably fall a Prey to the mercileſs* Indians, *unleſs we can throw in timely Succours to ſave them: When I conſidered the diſtreſſed Condition of theſe unhappy Men, and that not only the common Ties of Humanity, but that the Honour of this Colony (which perhaps had too great Share in the Cauſe of this Rupture) called upon me in the ſtrongeſt Manner, and demanded this Aſſiſtance, I could not heſitate whether I ſhould endeavour to ſuccour them; and when I conſidered my own Situation, and that I was totally incapacited from affording them the leaſt wiſhed-for Relief, I could not heſitate whether I ſhould ſummon you to meet, for your Advice and Aſſiſtance in this important intereſting Affair.*

That no Time might be loſt, I have already, by a ſpecial Meſſenger, wrote to Governour Dobbs *and Mr* Bull *my Sentiments on this Matter, provided the Colony ſhould enable me to ſend them any Aſſiſtance, the Return of which Meſſenger I expect every Hour.*

I ſhall immediately lay theſe Letters before you, and ſhall only add on this Subject, that I have nothing to aſk by the Directions of my Royal Maſter on this Head, otherwiſe than by his general Inſtructions, to defend the Colony from all her Enemies; it is an Affair which concerns ourſelves immediately, in the Protection of our own back Settlements.

I have the Pleaſure to communicate to you, that Mr Abercrombie *informs me, that the*

Proportion.

Proportion allotted to this Colony out of the £50,000 granted by the Parliament of Great Britain *in the Year 1756, for the Uſe of the* Southern *Colonies is, by the Report of Lord* Loudoun, *to be confirmed by the Treaſury Board, £32,814, 19. 0-¼, for the Receipt of which he is now furniſhed with full Powers; and that he has actually in his Hands at preſent his Majeſty's Warrant for £20,546, out of the £200,000 granted by Parliament for the Uſe of the Colonies in general, for the Services by them reſpectively performed in the Year 1758, which now ſtands as a Loan on the Royal Exchequer, at Four and an Half per Centum to be paid out of the Monies raiſed for the Service of the Year 1759.*

It would be needleſs to recommend Diſpatch to you, as the Buſineſs you meet upon ſo neceſſarily implies it.

Mr *Speaker* alſo reported, That the Governour had delivered to him, and deſired him to lay before the Houſe, two Letters from Lieutenant-Governour *Bull*, of *South-Carolina*, and his Excellency Governour *Dobbs*, of *North-Carolina*, lately come to Hand, mentioned in his Honour's Speech, which he accordingly delivered in at the Table.

And the ſaid *Letters* were read, and ordered to lie on the Table.

Reſolved, That an Addreſs be preſented to the Governour, to return him our Thanks for his Speech: To expreſs our Acknowledgements for the Care and Vigilance with which he conducts the affairs of this Colony; to aſſure him that we are truly ſenſible of the Importance of the Matter recommended to us, and that we ſhall uſe our utmoſt Endeavours to avert the Danger with which we are threatened.

Ordered, That an Addreſs be drawn up, purſuant to the ſaid Reſolutions; and it is referred to Mr *Attorney*, and Mr *Pendleton*, to prepare and bring in the ſame.

Reſolved, That this Houſe will take the Governour's Speech into Conſideration To-morrow.

Ordered, That the Rev. Mr *William Yates* be continued Chaplain to this Houſe, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That *Thomas Broadrib*, *James Lavie* and *Thomas Francis*, be continued in their reſpective Offices of Doorkeepers to this Houſe, and that they give their Attend- 6
ance accordingly.

A *Petition* of *Nathaniel Hix*, praying to be appointed a Door-Keeper to this Houſe, in the Room of *James Yates*, deceaſed, was preſented to the Houſe and read; and thereupon

Reſolved, That the ſaid *Nathaniel Hix* be admitted to the ſaid Office, and that he give his Attendance accordingly.

Several *Petitions* of *Thomas Withers*, *Julius Kirk* and *Peter Meace*, reſpectively, praying that they may be admitted to the ſaid Office of Door-Keepers, were ſeverally preſented to the Houſe and read; and the Queſtion being ſeverally put upon the ſaid Petitions,

It paſſed in the Negative.

Reſolved, That the ſaid Petitions be rejected.

And then the Houſe adjourned till To-Morrow Morning Eleven o'Clock

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Tuesday, the 20th of May, 33 Geo. II. 1760.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Ordered, That an Addreſs be made to the Governour, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General-Aſſembly for the County of *Amelia*, in the Room of Mr *Richard Booker*, deceaſed; and that Mr *Edmund Booker*, do wait upon him with the ſaid Addreſs.

Mr

Mr *Attorney* reported that the Committee appointed had, according to Order, prepared an Addreſs to the Governour; which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to, and is as follows:

7 *Sir,*

We his Majeſty's moſt dutiful and loyal Subjects, the Burgeſſes of Virginia, *now met in General-Aſſembly, return you our Thanks for your kind Speech, at the Opening of this Seſſion. Permit us, Sir, at the ſame Time, to make thoſe acknowledgements which Gratitude demands of us, for the Care and Vigilance with which you conduct the affairs of this Colony.*

We are truly ſenſible of the Importance of the Matter your Honour has been pleaſed to recommend to us: The Deſtruction of Fort Loudoun *in the* Cherokee *Nation, and of the Garriſon therein, and the Danger that threatens our Frontier-Settlements, on ſuch an Event, Humanity, Honour, and our Intereſts, equally oblige us to prevent; you may, therefore, be aſſured we ſhall uſe every Effort which the Circumſtances of this unhappy Caſe will admit of, repoſing an entire Confidence in you, that our Endeavours will be directed by your Prudence, in ſuch a Manner as is moſt likely to obtain the wiſhed-for Succeſs.*

Ordered, That the ſaid Addreſs be fairly tranſcribed, and preſented by the whole Houſe.

Ordered, That the Committee who prepared the ſame wait on the Governour, to know his Pleaſure when this Houſe ſhall attend his Honour to preſent it.

The *Order* of the Day being read, for the Houſe to take into their Conſideration the Governour's Speech;

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Speech.

Ordered, That the ſeveral Letters Yeſterday laid before the Houſe, by the Governour's Direction, be referred to the Conſideration of the ſaid Committee.

Then the Houſe reſolved itſelf into a Committee upon the ſaid Speech and Letters; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Attorney*
8 reported that the Committee had had the ſaid Speech and Letters under their Conſideration and had come to two Reſolutions thereupon, which he read in his Place and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follows:

Reſolved, That 200 Men be raiſed, to be joined with the 300 formerly directed to be ſtationed on the Frontiers, to be ſent to the Relief of Fort *Loudoun*.

Reſolved, That a Sum not exceeding £15,000 be raiſed for raiſing, paying and ſubſiſting, the ſaid Forces, and ſupplying the Garriſon at Fort *Loudoun* with Proviſions.

Upon a *Motion* made,

Reſolved, That this Houſe will immediately reſolve itſelf into a Committee, to conſider of Ways and Means for raiſing the Sum of £15,000, purſuant to the above-mentioned Reſolution.

The Houſe accordingly reſolved itſelf into the ſaid Committee; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Attorney* reported that the Committee had had that Matter under their Conſideration, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Sum of £15,000 to be raiſed, be raiſed by a Tax of one Shilling on every Hundred Acres of Land, and two Shillings on every tithable Perſon in this Colony, in the Year 1769.

Ordered, That a Bill or Bills be brought in, purſuant to the ſeveral Reſolutions before-mentioned; and it is referred to Mr *Attorney*, Mr *Randolph*, Mr *Pendleton*, Mr *Nicholas*, Mr *Harriſon* and Mr *Richard Henry Lee*, to prepare and bring in the ſame.

Upon a *Motion* made,

Ordered, That an Addreſs be made to his Honour the Governour, to deſire he will
9 pleaſe to lay before the Houſe the ſeveral Letters he has received from General *Amherſt*,

General

General *Monckton* and Colonel *Byrd*, ſince the laſt Seſſion of a Aſſembly; as alſo Copies of his Letters, ſince that Time, to the Governour of *South-Carolina*; and that Mr *Randolph* do wait on him with the ſaid Addreſs.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 21st of May, 33 Geo. II. 1760.

MR. *Attorney* reported that the Committee appointed had, according to Order, waited on the Governour to know his Pleaſure when this Houſe ſhould attend him with their Addreſs; and that he was pleaſed to appoint this Day, and to ſay he would ſignify by a Meſſage to the Houſe when he was ready to receive it.

A *Petition* of ſundry Inhabitants of the Pariſh of *Albemarle*, in the County of *Suſſex*, complaining of illegal Proceedings of the Veſtry of the ſaid Pariſh, and praying the ſame may be diſſolved.

Alſo a *Petition* of *Elizabeth Burk*, praying to be allowed by the Publick for three Beeves furniſhed by her for the Militia, which the Commiſſioners for that County omitted to certify in their Accounts; were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

Several *Claims* of *Abraham Womack* and *Thomas Garner*, for taking up Runaway Slaves, were preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the Committee appointed to prepare the Bill for raiſing the Sum of £15,000, purſuant to the ſeveral Reſolutions of the Committee Yeſterday agreed to by the Houſe, that they receive a Clauſe or Clauſes to impower the Treaſurer of this Colony to iſſue and emit Treaſury-Notes to the Amount of that Sum.

Mr *Attorney*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For raiſing the Sum of £15,000 for the Relief of the Garriſon of Fort *Loudoun* in the *Cherokee* Country; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *William Peachy*, Eſq; late Colonel of the Frontier-Battalion, ſetting forth, That he advanced conſiderable Sums of Money for the Publick Service, and was at many unavoidable Expences during his ſaid Command, for which he hath not received any Satiſfaction, and praying that he may be reimburſed by the Publick, was preſented to the Houſe and read,

Ordered, That the ſaid Petition be referred to Mr *Nicholas*, Mr *Attorney*, Mr *Braxton*, and Mr *Chriſtian*; that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Upon a *Motion* made,

Ordered, That all ſuch Propoſitions and Claims as were referred from the laſt to this Seſſion of Aſſembly, and alſo all ſuch Claims and Propoſitions as ſhall be certified to this, be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Randolph*, reported that he had, according to Order, waited on the Governour with the Addreſs of this Houſe, deſiring he would pleaſe to direct the ſeveral Letters he has received from General *Amherſt*, General *Monckton*, and Colonel *Byrd*, ſince the laſt Seſſion of Aſſembly, as alſo Copies of his Letters to the Governours of *North* and *South-Carolina*, to be laid before the Houſe; to which his Honour was pleaſed to anſwer, he would order them to be laid before the Houſe this Day.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker and Gentlemen of the Houſe of Burgeſſes.*

I am commanded by the Governour to acquaint this Houſe that his Honour is now ready to receive their Addreſs in the Council-Chamber.

Accordingly

11 Accordingly Mr *Speaker*, with the Houſe, went up; and being returned reported, that he, with the Houſe, had attended the Governour in the Council-Chamber, and preſented the Addreſs of this Houſe to him, to which he was pleaſed to return the following Anſwer:

Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I return you my ſincere Thanks for your Affectionate Addreſs; and you may be aſſured, that (as the Approbation of Mankind is the great Source of my Happineſs) I ſhall uſe the utmoſt Caution, that my future Conduct may never give you Cauſe to withdraw any Degree of Confidence you may place in me.

A *Meſſage* from the Governour by Mr *Walthoe*.

Mr *Speaker and Gentlemen of the Houſe of Burgeſſes,*

The Governour has commanded me to deliver to your Houſe the ſeveral Letters he has been addreſſed to lay before you.

And the ſaid *Letters* were read and ordered to lie on the Table.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 22d of May, 33 Geo. II. 1760.

SEVERAL *Claims* of *William Farrow*, *Hudſon Brown*, *Philip Carberry* and *Thomas Marſhal*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

A *Bill* For raiſing the Sum of £15,000 for the Relief of the Garriſon at Fort *Loudoun* in the *Cherokee* Country, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe immediately.

12 The Houſe accordingly reſolved itſelf into a Committee upon the ſaid Bill; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Attorney* reported that the Committee had had the ſaid Bill under their Conſideration, and made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill with the Amendments, as amended, be ingroſſed, and read a third Time.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill To revive the Act for preventing Mutiny and Deſertion, and it is referred to Mr *Pendleton* and Mr *Attorney* to prepare and bring in the ſame.

A *Petition* of *Edward Hubbard*, and *James Gunn*, ſetting forth, That they being appointed Captains in the late Frontier-Battalion, were with their reſpective Companies detached from the ſaid Battalion to act as Artificers, under the Command of General *Stanwix*; in which Service they were employed, and ſuffered great Hardſhips, from the 23d of *June* till the 10th of *December* laſt, without receiving any other Satiſfaction than the ordinary Pay: And praying the Conſideration of the Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of *William Hunter*, Printer, praying that his Salary as Printer to the Publick, which will expire at the End of this Seſſion of Aſſembly, may be farther continued, was preſented to the Houſe and read, and thereupon

Reſolved, That the Sum of £350 per Annum be allowed to *William Hunter*, Printer; to continue to the End of the next Seſſion of Aſſembly, as a full Compenſation for printing the Journals of the Houſe of Burgeſſes, printing the Laws of each Seſſion; and

ſending

fending 13 of them to every County-Court Clerk, one of which to be Half-bound for the uſe of the Court; printing Inſpectors Notes, and Books, Proclamations, and other publick Advertiſements.

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Bland*, do carry it up to the Council for their Concurrence.

A *Petiton* of *Samuel Galt*, Keeper of the publick Goal, praying that the uſual Allowance for maintaining the Criminals committed to the ſaid Goal, which will expire at the End of this Seſſion of Aſſembly, may be ſtill continued, was preſented to the Houſe and read, and thereupon

Reſolved, That the additional Sum of £15 be paid to the ſaid *Samuel Galt* every Year, over and above his uſual Salary of £25.

Reſolved, That 10 lbs. of Tobacco per Day be allowed the ſaid *Samuel Galt* for every Criminal committed to the ſaid Goal, during ſuch Criminals Impriſonment, from this Time to the End of the next Seſſion of Aſſembly.

Mr *Pendleton*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For reviving and farther continuing the ſeveral Acts of Aſſembly of this Colony for preventing Mutiny and Diſertion, and for other purpoſes therein mentioned; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of ſundry Freeholders, Houſe-Keepers, and other Inhabitants, of the Counties of *King William*, *King* and *Queen*, *Hanover*, and *Caroline*, on or near the Rivers *Pamunkey* and *Matapony*, praying that they may be allowed to make Hedges or Stops in the ſaid Rivers for catching Fiſh, was preſented to the Houſe; and the Queſtion being put that the ſaid Petition be received,

It paſſed in the Negative.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly; and it is referred to Mr *Cary* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 23rd of May, 33 Geo. II. 1760.

AN ingroſſed *Bill*, intituled, *An Act for raiſing the Sum of £32,000 for the Relief of the Garriſon at Fort* Londoun, *in the* Cherokee *Country*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Attorney* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Cary* preſented to the Houſe, according to Order, a Bill For paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Bill* For reviving and farther continuing the ſeveral Acts of Aſſembly of this Colony for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned, was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third Time.

Mr *Nicholas* reported, that the Committee to whom the Petition of *William Peachy*, late Colonel of the Frontier-Battalion, was referred, had had the ſame, together with the Accounts thereto-annexed, under their Conſideration and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee, that the Article of £32, 5s. for an Horſe killed in the Service is unreaſonable, and that he ought to be allowed the Sum of £10 only for the ſaid Horſe.

Reſolved,

15 *Reſolved*, That it is the Opinion of this Committee, That the Article of ſundry unavoidable Expences, as Commandant of the Frontier-Battalion, amounting to £83, 6, 8 is unreaſonable and ought to be rejected.

Reſolved, That it is the Opinion of this Committee, that the ſeveral other Articles of the ſaid Account are reaſonable, and that the ſame ought to be paid by the Publick, as follows,* *viz.*

For Bat-horſe and Ferriage Money, as Lieutenant Colonel,.....£55.
For his Expences from *Auguſta* Court-Houſe and back again, on a Recruiting-Party,..... 12.09.
For extraordinary Expences in recruiting, being reduced to 15s. per Man.....4.4.4½
For his Expences in attending twice in *Williamſburg*, and ſettling the Accounts of the Battalion, when out of Pay, 36 Days,..... 27

The *Firſt* Reſolution being read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

The *two* other Reſolutions being read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

Ordered, That it be an Inſtruction to the Commiſſioners, appointed by Act of Aſſembly for examining and ſettling the Accounts of the Forces in the Service of this Colony, that they make an Allowance in their Accounts of the ſeveral Sums mentioned in the laſt above-mentioned Reſolution.

Upon a *Motion* made,

A *Bill* For paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly, was read a ſecond Time.

Ordered, That the ſaid Bill be ingroſſed, and read a third Time.

16 An ingroſſed *Bill*, intituled, *An Act for reviving and farther continuing the ſeveral Acts of Aſſembly of this Colony for preventing Mutiny and Deſertion, and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

An ingroſſed *Bill*, intituled, *An Act for paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cary* do carry up the ſaid Bill to the Council for their Concurrence.

Upon a *Motion* made,

Reſolved, That the ſeveral Sums following be paid to the ſeveral Officers of the General-Aſſembly, reſpectively:

To *John Randolph*, Eſq; Clerk of the Houſe of Burgeſſes,.....	£50
To *Nathaniel Walthoe*, Eſq; Clerk of the General-Aſſembly,.....	25
To the Rev. Mr *William Yates*, Chaplain,.....	15
To Mr *Francis Eppes*, Serjeant at Arms.....	20
To Mr *George Davenport*, for his Services this Seſſion.....	10
To the Door-Keeper of the Council.....	5
To *Thomas Broadrib*,	5
To *James Lavie*,	5
To *Thomas Francis*, Door-Keepers to the Houſe.....	5
To *Nathanial Hix*,	5

Ordered, That the ſaid Reſolve be ingroſſed, and that Mr *Bland* do carry it up to the Council for their Concurrence.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act for raiſing the Sum of £32,000 for the Relief of the Garriſon at Fort *Loudoun* in the *Cherokee* Country.

Also

*A bat-horſe was a horſe for carrying baggage.

Alſo to the Reſolve, *For paying the Officers Salaries for this preſent Seſſion of Aſſembly.*

Alſo to the Reſolve *for paying* William Hunter, *Printer to the Publick, a Salary of* 17
£350 per Annum.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled*, An Act for reviving and farther continuing the ſeveral Acts of Aſſembly of this Colony for preventing Mutiny and Deſertion, and for other purpoſes therein-mentioned.

Alſo to the Bill, *intituled*, An Act for paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly.

Ordered, That a Committee be appointed to examine the inrolled Bills of the following Perſons, *viz.* Mr *Fleming*, Mr *Cary* and Mr *Cabell*.

And then the Houſe adjourned till To-morrow morning Eleven o'Clock.

Saturday, the 24th of May, 33 Geo. II. 1760.

MR *Fleming* reported, that the Committee appointed had, according to Orderſ examined the inrolled Bills, and rectified ſuch Miſtakes as were found therein, and that they were truly inrolled.

Ordered, That Mr *Fleming* do carry up the inrolled Bills to the Council for their Inſpection.

A *Claim* of *George Radford*, for taking up a Runaway Servant therein-named, was preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

A *Petition* of *Bolling Stark*, Executor of *Baxter Davis*, deceaſed; praying to be allowed the Value of a Slave, lately belonging to the Eſtate of the ſaid Deceaſed, which was condemned and Executed for Felony, and omitted to be allowed in the laſt publick Levy, was preſented to the Houſe and received.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion 18
of Aſſembly.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have inſpected the inrolled Bills, and are ſatiſfied they are truly inrolled.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*,

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governour commands your immediate Attendance in the Council-Chamber, and that you bring with you ſuch Bills and Reſolves as are ready for his Aſſent.

Mr *Speaker* with the Houſe went up accordingly, and the Governour was pleaſed to give his Aſſent to the following Bills,* *viz.*

1. An Act for raiſing the Sum of £32,000 for the Relief of the Garriſon of Fort Loudoun, in the Cherokee Country.

2. An Act for reviving and farther continuing the ſeveral Acts of Aſſembly of this Colony for preventing Mutiny and Deſertion, and for other Purpoſes therein-mentioned.

3. An Act for paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly.

His Honour likewiſe gave his Aſſent to the following Reſolves, *viz.*

1. A Reſolve, For paying the Officers Salaries for this preſent Seſſion of Aſſembly.

2. A Reſolve, For paying William Hunter, Printer to the Publick, a Salary of £350 per Annum.

And then his Honour cloſed the Seſſion with the following Speech:

Gentlemen

Henning, VII, 357 ff.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I Have moſt earneſtly wiſhed that the Meſſenger which I ſent to Governour Dobbs *would have returned in Time, for me to have acquainted you with the Proceedings of the*
19 *Aſſembly of* North-Carolina *in relation to the Relief of Fort* Loudoun; *but as you have already diſpatched the Buſineſs you met upon, and have ſo liberally and nobly undertaken the Defence of the Diſtreſſed, I will not longer detain you from your Families and private Affairs, I cannot diſmiſs you, without expreſſing my Approbation of the generous Motives which have induced you to exert your-ſelves on this melancholy Occaſion; and of aſſuring you that I will, with all imaginable Aſſiduity, endeavour to give Succeſs to your Efforts; but the Time is ſhort, and the Taſk is arduous: Two Extremes lye before me; the uſeleſly expending the Money raiſed, which may be deemed Inactivity; and the ſacrificing the Lives of Men, which may be called Raſhneſs: Theſe ſhall not deter me from attempting my utmoſt; and while I act with Integrity of Heart, which is in my Power, I rely on your Candour to excuſe all Defects of the Head, which are not in my Power, ſhould my Endeavours prove unſucceſſful.*

I now prorogue you, and you are accordingly prorogued, to the firſt Tueſday *in* Auguſt *next.*

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of the

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HOUSE OF BURGESSES

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3 ## Monday, the 6th of October, 34 Geo. II. 1760.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governour commands the immediate Attendance of your Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up to attend the Governour in the Council Chamber; and that the Governour was pleaſed to make a Speech to the Council and this Houſe, of which he had (to prevent Miſtakes) obtained a Copy, which he read in his Place, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I Have called you together at this Time, that you might take into your Conſideration the preſent State of the Forces now in the Pay of this Colony, and to inform you that the Money raiſed for the ſupport of the old Part of the Regiment, will not be ſufficient to pay the Men for the Time they ſtand provided for by Law; And I have farther to inform you, that Brigadier-General Monckton, *has by a Letter (which I ſhall lay before you) deſired to be aſſiſted with 300 of our Men to help to garriſon and maintain the Poſts which we have in the courſe of this ſucceſſful War taken from the* French.

It is with the greateſt Satiſfaction poſſible, I can congratulate you on the Arrival of
4 *that long wiſhed for Period of Time, when our Forces in thoſe Parts find no other Employment; for by the Conduct and Vigour of our Governour Major-General* Amherſt, *the War is glorioufly brought to a happy End, by the Reduction of all* Canada, *to an entire Submiſſion and Obedience to his Majeſty.*

I ſhall leave it with you to conſider, whether, after the Bounties we have actually received from the Britiſh *Parliament, you will, for the Sake of the Pay of a few Men, for a few Months, retire from the Service at the laſt.*

It is with great Concern I muſt acquaint you, that your Expectations are by no Means anſwered, nor the End propoſed effected, by the large Sum of Money you ſo generouſly and nobly gave to raiſe Men, and purchaſe Proviſions for the Relief of the unhappy Garriſon of Fort Loudoun: *Unhappy indeed! for the Garriſon capitulated but they capitulated with Savages; the Capitulation was immediately moſt perfidiouſly broke, and thoſe miſerable Men who eſcaped the Sword, are at this Inſtant Priſoners in the Hands of our mercileſs Enemies. Several unforeſeen Difficulties and Obſtacles delayed the March of our Men, and here the Hand of Providence ſeems remarkably to have protected us; for it was impoſſible or our little Army to have reached the Fort before the Capitulation was ſigned; And, had no Delays obſtructed their March, they would have been in the Heart of the Enemies Country, before we had heard of Col.* Montgomery's *Retreat from the Lower Towns, by which the whole Force of the* Cherokee *Nation might, and probably would have been, employed to intercept our Convoy; the Conſequence of which is obvious to us all. A late Letter from the*

the Hon. Col. Byrd, *will fully inform you of the State of Affairs now tranſacting between himſelf and thoſe* Indians.

Mr Abercrombie *writes me, that on his Bond given to the Treaſury Board for the Payment of the Money according to the Directions of the Colony, he has received at the Exchequer the Sum of £32,268. 19. 0 out of the £50,000 granted by Parliament, for the Uſe of the Southern Colonies, and the farther Sum of £20,546 out of the £200,000 granted for the Uſe of the Colonies in general for the Services by them reſpectively performed in the Year 1758, and that he waits for proper Powers and Orders how to diſpoſe of this Money agreeable to the Conditions of the Bond he entered into: All which Letters and Papers I ſhall immediately lay before you.*

It is my Duty to inform you, that I have received an Order from his Majeſty in Council dated Auguſt *10th, 1759, to repeal the four following Acts, viz.*

An Act for paying the Miniſters of the Pariſhes of *Frederick*, in the County of *Frederick*; and of *Auguſta*, in the County of *Auguſta*; and of *Hampſhire*, in the County of *Hampſhire*; One Hundred Pounds annually, inſtead of the Salaries now allowed.—*Paſſed in 1753.*

An Act for enabling the Inhabitants of the Counties of *Princeſs Anne* and *Norfolk* to pay their publick Dues in Money.—*Paſſed in 1755.*

An Act to enable the Inhabitants of this Colony, to diſcharge their Tobacco Debts in Money for this preſent Year.—*Paſſed in 1755.*

An Act to enable the Inhabitants of this Colony to diſcharge their publick Dues, Officers Fees, and other Tobacco Debts, in Money for the preſent Year.—*Paſſed in 1758.*

And that I have alſo received two other Orders of his Majeſty in Council, dated 20th of May, *1760, to repeal the three following private Acts, viz.*

An Act for veſting certain Lands therein mentioned in *Philip Johnſon*, Gentleman, adding the ſame to the City of *Williamſburg*, and for other Purpoſes therein mentioned.—*Paſſed in* October, *1758.*

An Act for veſting certain Lands, in the County of *Hanover*, in *Philip Whitehead Claiborne*, Gentleman, in Fee Simple, and for other Purpoſes therein mentioned.—*Paſſed in* April, *1759.*

An Act to enable the Executors of the Will of *John Spotſwood*, Eſq; to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, and for other Purpoſes therein mentioned.—*Paſſed* April, 1759. *For reaſons apparent in the Order leading to the ſaid Order of Repeal. And I have his Majeſty's directions to notify to you, that out of his great and wonted Goodneſs, he allows the Legiſlature to re-enact the ſame Laws, provided they are conformable to the Rules laid down in his Royal Inſtructions. The Diſallowance and Repeal of all theſe Acts, I have publiſhed by Proclamation in the Gazette, according to the uſual Forms of Government.—I am alſo directed to recommend to you an Amendment and Alteration in the Act for appointing an Agent, and I am farther to inform you, that the Act is in general thought juſt and reaſonable, but that it cannot be allowed until the ſaid Alteration be made in it.*

I have likewiſe had the Honour to receive from his Majeſty an additional Inſtruction, to enforce a former Inſtruction relative to my paſſing the Bills offered for my Aſſent. I need not repreſent to you, that it is my indiſpenſable Duty, as well as my Inclination, to pay an implicit Obedience to all Inſtructions which his Majeſty has or ſhall favour me with in regard to my Conduct in the Affairs of Government; And as I find I have inadvertently fallen into ſome Errours, in giving my Aſſent to theſe private Acts, which are not according to the Forms preſcribed, I think it the Part of a candid honeſt Man, to apprize you, that I ſhall ſtrictly adhere to all his Majeſty's Royal Inſtructions. Therefore, as it will be a very unpleaſing and grating Talk to me to refuſe any Bill, which you ſhall think expedient for the Benefit and Service of this Colony (the Welfare of which I have greatly at Heart) or for the Advantage and Eaſe of Individuals (who juſtly merit my Eſteem and Regard)

Regard) I recommend it to you in the moſt earneſt Manner, thall all Bills offered me for my Aſſent may be in every Inſtance conformable to the Rules preſcribed in the Royal Inſtructions and Orders; the Contents of which I ſhall, at all Times, be ready to communicate to you, on proper Application.

Mr Speaker, and Gentlemen of the Houſe of Burgeſſes.

The little I have aſked of you, I hope will be chearfully given; and I am confident that you will take the eaſieſt Method for the Subject, in raiſing that little. Poſſibly I ſhall have no Occaſion to aſk more from you for the Remainder of my Life, or my Reſidence with you: With Satiſfaction ſhall I then meet you to prepare ſuch Laws as ſhall be judged neceſſary to promote the Intereſt of this Colony, and to adjuſt the common Occurences incident to every Community.

6 *Gentlemen of the Council, and of the Houſe of Burgeſſes,*

If I knew at what Seaſon of the Year it would be moſt convenient for you to attend to the Buſineſs of the Country, which muſt naturally occaſion a long Seſſion, I would convene you at that Time; but as I am ignorant of your Avocations, I ſhall leave it entirely to your own Determination, whether you will now enter into that Buſineſs, or defer it until the Spring. I think proper to premiſe thus much, that if you ſhould judge it adviſable to engage in it, during this Seſſion, I ſhall think it expedient to adjourn you for ſome Time, during the Hurry of Buſineſs in the General Court; that the Suitors for Juſtices in that Court may not receive any Impediment or Delay in their obtaining it, from the Abſence of their Counſel; or the Country ſuffer from the Non-Attendance of ſome of the moſt uſeful Members of the Legiſlature.

Mr *Speaker* alſo reported, that the Governor had delivered to him, ſeveral Letters, from General *Monckton* and Mr *Abercrombie;* mentioned in his Speech, which he had deſired him to lay before the Houſe.

And the ſaid *Letters* were read, and ordered to lie on the Table.

Reſolved, That an humble Addreſs be preſented to his Honour the Governour, to return him the Thanks of this Houſe for his affectionate Speech at the Opening of this Seſſion; to congratulate him upon the ſignal Succeſs that has attended his Majeſty's Arms, under the Command of his Excellency General *Amherſt*; to aſſure him that we ſhall take the Matters, referred to us by his Honour, under our immediate Conſideration; and that we view the near Approach of Peace with double Pleaſure, as it opens a Proſpect of Relief from the Diſtreſſes of a long and burthenſome War; and we have the greateſt Reaſon to expect a full Enjoyment of its Bleſſings, under his wiſe and benevolent Adminiſtration.

Ordered, That a Committee be appointed to draw up an Addreſs to the Governour, purſuant to the ſaid Reſolution; and it is referred to Mr *Attorney* and Mr *Bland* to prepare and bring in the ſame.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

7 *Reſolved*, That the Houſe will take the Governour's Speech into Conſideration To-morrow.

Ordered, That the Rev. Mr *William Yates* be continued Chaplain to this Houſe, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That the ſeveral Door Keepers be continued in their reſpective Offices, and that they give their Attendance accordingly.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday.

Tuesday, the 7th of October, 34 Geo. II. 1760.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governour has commanded me to lay before your Houſe the Letter from the Hon. Colonel Byrd, *mentioned in his Speech.*

And the ſaid *Letter* together with a Copy of the Colonel's Talk lately ſent to the Headmen and Warriours of the *Cherokee Indians*, therein incloſed, were read, and ordered to lie on the Table.

A *Meſſage* from the Council by Mr *Walthoes*,

That two Letters from Edward Montague, *Eſquire, the Agent for this Colony, had been laid before the Council by the Committee of Correſpondence, and by them were referred to the Conſideration of this Houſe.*

And the ſaid *Letters* were read, and ordered to lie on the Table.

A *Petition* of *Charles Lewis* the Elder, of the County of *Goochland*, ſetting forth, That he is ſeized in Fee Tail of a Tract of Land in *New Kent* County, containing 1300 Acres, and that he is ſeized in Fee of a Tract on *Tye* River, in *Albemarle*, containing 1850 Acres, and that it will be to the Advantage of him, and his Poſterity, to dock the Intail of the ſaid Land in *New Kent*, and to ſettle the ſaid Land in *Goochland*, being more in Quantity, and of much greater Value, to the ſame Uſes; and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill be brought in, purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Pendleton* to prepare and bring in the ſame.

Several *Claims* of *William Smith*, *Robert Warren*, *Julius Scruggs*, *Joſeph Pond* *Edwin Waddill* and *John Poindexter*, jointly; *Richmond Allen*, *William Smith*, Aſſignee of *John Groat*, *Charles Morris*, *George Monroe*, *William Bennett*, for taking up Runaways, therein mentioned; were ſeverally preſented to the Houſe and received, and ordered to lie on the Table.

The *Order* of the Day being read, for the Houſe to take into their Conſideration the Governour's Speech.

Reſolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Speech. [8]

Ordered, That the ſeveral Letters laid before the Houſe Yeſterday and this Day, by Command of his Honour the Governour, be referred to the Conſideration of the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee upon the ſaid Speech and Letters; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Speech and Letters under their Conſideration, but not having Time to go through the ſame, they had deſired him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee, upon the ſaid Speech and Letters, To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, the 8th of October, 34 Geo. II. 1760.

SEVERAL *Claims* of *William Davis*, *Petus Ragland*, *Robert White*, *Edward Waller*, *Samuel Snead*, *James Green*, *Thomas Machon*, *Thomas Scarbrough*, *James Monday*, *Joſhua Pretlow*, *Philip Gatewood* and *John Croxton*, for taking up Runaways, therein mentioned; were ſeverally preſented to the Houſe and read, and ordered to lie on the Table.

Upon a *Motion* made,

Ordered,

Ordered, That an Addreſs be made to the Governour, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General Aſſembly for the County of *Orange*, in the Room of Mr *William Taliaferro*, who ſince his Election hath accepted of the Office of Coroner of the ſaid County, and that Mr *Edmund Pendleton* do wait upon him with the ſaid Addreſs.

Mr *Edmund Pendleton* preſented to the Houſe, according to Order, a Bill To dock the Entail of certain Lands whereof *Charles Lewis* Gentleman is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes; and the ſame was read the firſt Time and ordered to be read a ſecond Time.

Mr *Attorney* reported that the Committee had, according to Order, prepared an Addreſs to the Governour; which he read in his Place and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, and is as follows:

Sir,

We, his Majeſty's moſt dutiful and loyal Subjects, the Burgeſſes of Virginia, *return your Honour our hearty Thanks, for your affectionate Speech, at the Opening of this Seſſion.*

We ſincerely participate with you, Sir, in the general Joy, which, the Reduction of all Canada, *to an entire Obedience to his Majeſty, muſt give his faithful Subjects; an Event that reflects an additional Luſtre on his Majeſty's Arms, and adds to the Reputation of Major-General* Amherſt *our Governour, by whoſe Conduct and Vigour this glorious Conqueſt was happily accompliſhed. The tender and compaſſionate Treatment ſhewn to the Inhabitants of that Country, whoſe cruelty in their Day of Triumph, gave them no Reaſon to expect it, will be a laſting Monument, to all Ages, and Nations, of the Humanity of* Britons *and the Wiſdom Juſtice and Lenity of his Majeſty's Government.*

The near approach of Peace gives us double Pleaſure, as we ſhall thereby be relieved from the Diſtreſſes of a long and burthenſome War, and enjoy the Bleſſings of it, under an Adminiſtration directed by Prudence and Benevolence.

We will take the ſeveral Matters recommended to us, by your Honour, under our immediate Conſideration, and you may be aſſured, Sir, we will perſevere in our Duty to his Majeſty, and a ſteady Adherence to the true Intereſt of our Country.

Ordered, That the ſaid Addreſs be fairly tranſcribed, and preſented by the whole Houſe; and that the Committee who prepared the ſame wait on the Governour, to know his Pleaſure when this Houſe ſhall attend his Honour to preſent it.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee, to take into their further Conſideration the Governours Speech and the ſeveral Letters to the ſaid Committee referred; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Speech and Letters under their further Conſideration, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, with ſome Amendments, as follow:

Reſolved, That the old Regiment in the Pay of this Colony be recruited to 1000 Men, and continued until the 1st Day of *April* next.

Reſolved, That a Sum not exceeding £20,000 be raiſed for the recruiting, paying clothing and ſubſiſting, the ſaid Regiment until the ſaid 1ſt Day of *April* next.

Reſolved, That proper Perſons be appointed, and impowered, to receive the ſeveral Sums of Money granted by Parliament to this Colony.

Reſolved, That the Act for appointing an Agent ought to be explained and amended.

Upon a *Motion* made,

The Houſe immediately reſolved itſelf into a Committee, to conſider of Ways and Means for raiſing the Sum of £20,000, for defraying of the Expence of recruiting, clothing, paying and ſubſiſting, the *Virginia* Regiment until the 1st Day of *April* next, purſuant to the above mentioned reſolution of the Houſe; and after ſome Time ſpent therein,

Mr

Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had that Matter under their Conſideration, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, with an Amendment, as follows:

Reſolved, That the Sum of £20,000 be raiſed, by Bills of Exchange drawn on *James Abercrombie*, Eſquire to be paid out of the Money in his Hands granted by Parliament to this Colony.

Ordered, That a Bill or Bills be brought in, purſuant to the ſeveral foregoing Reſolutions; and it is referred to Mr *Charles Carter*, Mr *Attorney*, Mr *Bland*, Mr *Nicholas*, Mr *Waller*, Mr *Pendleton*, Mr *Richard Henry Lee*, Mr *Wormely*, Mr *Baylor*, Mr *Page*, Mr *Burwell*, Mr *George Johnſton*, and Mr *Wythe*, to prepare and bring in the ſame.

A *Petition* of *William Brumley*, *John Johnſton*, *James MacCoy*, *James Lowry*, *Joſeph Hughes*, *Daniel Parrot* and *Edward Childs*, ſetting forth, That they were Soldiers in the *Virginia* Regiment and Priſoners from the Detachment under the Command of Major *Grant* before Fort *Du Queſne* (now *Pittſburg*) and ſent to *Old France* where they were confined 21 Months, and afterwards ſent to *England*, being exchanged, from whence they are lately returned and praying that they may be allowed the common Pay of Soldiers for the Time of their Abſence, being ſtill willing, if required, to continue in his Majeſty's Service; was preſented to the Houſe and read, and thereupon

Reſolved, That an Addreſs be preſented to his Honour the Governour, to deſire that he will be pleaſed to direct the Paymaſter of the *Virginia* Regiment to pay the Petitioners, and all others who ſhall hereafter appear in the ſame Circumſtances, the common Allowance and Pay of Soldiers, during their Abſence in Captivity; and that Mr *Waſhington* do wait on his Honour with the ſaid Addreſs.

A *Petition* of *Samuel Galt*, Keeper of the Publick Goal, praying that the uſual Allowance for maintaining the Priſoners committed to the ſaid Goal, which will expire at the End of this Seſſion, may be ſtill continued, was preſented to the Houſe and read, and thereupon

Reſolved, That the additional Sum of £15 be paid to the ſaid *Samuel Galt* every Year, over and above his uſual Salary of £25.

Reſolved, That 10 lbs. of Tobacco per Day be allowed the ſaid *Samuel Galt* for every Criminal committed to the ſaid Goal, during ſuch Criminals Impriſonment, from this Time to the End of the next Seſſion of Aſſembly.

A *Bill* To dock the Entail of certain Lands whereof *Charles Lewis* Gentleman is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes, was read a ſecond Time, and committed to Mr *Pendleton*, Mr *Cary*, Mr *Carrington*, Mr *Smith* and Mr *Walker*.

Upon a *Motion* made,

Reſolved, That an humble Addreſs be preſented to his Majeſty, to congratulate his Majeſty on the glorious Succeſs of his Majeſty's Arms in *North America*, and humbly to lay before his Majeſty the Reaſons which induced the General Aſſembly to paſs thoſe Acts that have lately met with his Majeſty's Royal Diſallowance.

Ordered, That Mr *Richard Henry Lee* do go up with a Meſſage to the Council and inform [them] thereof, and deſire that they will join with this Houſe therein.

Ordered, That Mr *Richard Henry Lee*, Mr *Attorney*, Mr *Pendleton*, Mr *Carter*, Mr *Bland*, Mr *Waller*, Mr *Nicholas*, and Mr *Cary*, be appointed to prepare and bring in the ſame.

Upon a *Motion* made,

Ordered, That the Committee appointed to correſpond with the Agent for this Colony in *Great Britain*, purſuant to an Act of Aſſembly, *For appointing an Agent*, lay their Proceedings before the Houſe.

Upon a *Motion* made,

Ordered, That an Addreſs be made to his Honour the Governour, to deſire that he will be pleaſed to lay before this Houſe all ſuch Inſtructions as he may have received from his Majeſty relative to his paſſing ſuch Laws as may be offered for his Aſſent, and that Mr *Waller* do wait on him with the ſaid Addreſs.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday.

Thurſday, the 9th of October, 34 Geo. II. 1760.

MR. *Attorney* reported, that the Committee appointed had, according to Order, waited on his Honour the Governour, to know his Pleaſure when this Houſe ſhould attend him with their Addreſs, and that he was pleaſed to appoint To-morrow Morning, and to ſay that he would ſignify by a Meſſage to the Houſe when he ſhould be ready to receive it.

Mr *Pendleton* reported, that the Committee to whom the Bill To dock the Entail of certain Lands whereof *Charles Lewis*, Gentleman, is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes, was committed, had examined into the Allegations thereof, and found them to be true, and had made ſeveral Amendments thereto, which he read in his Place; and then delivered the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendments, be ingroſſed, and read a third Time.

Upon a *Motion* made,

Ordered, That it be an Inſtruction to the Committee appointed to prepare and bring in a Bill or Bills for raiſing the Sum of £20,000 purſuant to the ſeveral Reſolutions of the Committee Yeſterday agreed to by the Houſe, that they receive a Clauſe or Clauſes for impowering Juſtices of the Peace to puniſh ſuch Perſons as formerly enliſted into his Majeſty's Service for a limited Time, purſuant to former Acts of Aſſembly, and after receiving the Bounty given them for enliſting deſerted from the Service, and concealed themſelves until the Time for which they enliſted expired.

Several *Claims* of *Edmund Jones*, *Francis Terry*, *William Irvin* and *Benjamin Burch*, for taking up Runaways, therein mentioned; were ſeverally preſented to the Houſe and received, and ordered to lie on the Table.

A *Petition* of *Joſeph Stewart* and *Michael Robinſon*, Inſpectors at *Royſton's* Warehouſe, praying an additional Allowance in Conſideration of the Increaſe of their Buſineſs.

Alſo a *Petition* of ſundry Inhabitants of the Town of *Winchester*, praying that an Act may paſs to prevent Hogs running at large in the ſaid Town.

Alſo a *Petition* of ſundry Traders and Inhabitants of this Colony, complaining of the great Diſadvantages to which the Trade of this Colony is ſubject, by the Practice of
12 Pedlars and travelling Merchants, in the Interior Parts of the Country, who import large Quantities of Goods by Land from *Pennſylvania* and *Maryland*, and diſpoſe of them there, and in Return carry away great Sums of our Paper Currency, and all the Gold and Silver they can procure; which they purchaſe with the Paper at a conſiderable Diſcount; alſo great Quantities of Skins and Furrs: And praying the Conſideration of this Houſe therein, were ſeverally preſented to the Houſe and read, and ordered to lie on the Table.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Friday, the 10th of October, 34 Geo. II. 1760.

A *Petition* of ſundry Inhabitants of the Pariſh of *Frederick*, in the County of *Frederick*, ſetting forth, That the ſaid Pariſh is ſo large and extenſive, that one Miniſter cannot perform the Duty of his Office; and praying that the ſaid Pariſh may be divided.

Alſo a *Petition* of the ſeveral Clerks of the Counties of *Auguſta*, *Frederick* and *Hampſhire*, in Behalf of themſelves, and other Officers in the ſaid Counties, ſetting forth, That by an Act of Aſſembly, made in the Year 1738, for the better Encouragement of the Settlers on the Frontiers of this Colony, all County and Pariſh Levies, together with the Petitioners Fees, were directed to be paid in Money, or Tobacco, at three Farthings per Pound; that it being upwards of 22 Years ſince the ſaid Law paſſed, they conceive that the

the Intention of it is anſwered, and the Reaſon of it ceaſes, as the ſaid Counties are fully ſettled, and the Inhabitants thereof grown rich, and better enabled to pay their Dues than moſt of the other Inhabitants of this Colony; that the Petitioners conceive it an hard Caſe that they ſhould be diſtinguiſhed from the Officers in other Counties, by being obliged to do the ſame Services for Half the Pay: And praying the Conſideration of this Houſe therein, were ſeverally preſented to the Houſe and read, and ordered to lie on the Table.

Mr *Waller* reported that he had, according to Order, waited on his Honour the Governour with the Addreſs of this Houſe, to deſire that he would pleaſe to lay before the Houſe his Majeſty's additional Inſtructions relative to the paſſing Laws in this Colony, to which his Honour was pleaſed to anſwer, he would order the ſaid Inſtructions to be laid before the Houſe.

A *Claim* of *William Davis*, for taking up a Deſerter, was preſented to the Houſe and received, and ordered to lie on the Table.

Mr *Carter* preſented to the Houſe, according to Order, a Bill For recruiting and further continuing the Old Regiment in the Service of this Colony, and for other Purpoſes therein mentioned; and the ſame was read the firſt time, and ordered to be read a ſecond Time.

Mr *Carter* alſo preſented to the Houſe a Bill To explain and amend the Act, intituled, *An Act for appointing an Agent*; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An ingroſſed *Bill*, intituled, *An Act to dock the Entail of certain Lands whereof* Charles Lewis, *Gentleman, is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes*, was read the third Time.

Reſolved, That the Bill do paſs. 13

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker*,

I am commanded by the Governour to acquaint this Houſe, that his Honour is now ready to receive their Addreſs in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up; and being returned, reported, That he, with the Houſe, had attended the Governour in the Council Chamber, and preſented the Addreſs of this Houſe to him, to which he was pleaſed to anſwer:

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

I return you my ſincere Thanks, for your affectionate Addreſs.

I can aſk no more from you, than that you ſhould join your Duty to his Majeſty (whoſe Wiſdom, Juſtice and Lenity, you ſo juſtly proclaim) to your ſteady Adherence to the true Intereſt of your Country: And, in Return for theſe Aſſurances, I will endeavour to make the Bleſſings of Peace as productive of Happineſs to you as lies in my Power; that my Conduct may in ſome Meaſure, merit the good Opinion you ſo kindly entertain of it.

Mr *Speaker* alſo reported, that the Governour had delivered to him two Letters from Governour *Bull* of *South Carolina*, which he had directed him to lay before this Houſe.

And the ſaid *Letters* were read, and ordered to lie on the Table.

A *Petition* of *William Meldrum* and *John Jones*, Miniſters of the Pariſhes of *Frederick* and *Auguſta*, ſetting forth, That a few Years ago an Act of Aſſembly was paſſed for paying the Petitioners a Salary of £100 per Annum, inſtead of the Salary by Law eſtabliſhed for the Clergy of this Colony, with which they were well ſatiſfied, though greatly inferior to the Proviſion made for the other Clergy; that by a late Proclamation the above mentioned Act is repealed, by which Means they are reduced to the ſame Diſtreſſes

treſſes from which they were relieved by the ſaid Act; and praying the Conſideration of this Houſe therein, was preſented to the Houſe and read, and ordered to lie on the Table.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to join with this Houſe in the propoſed Addreſs to his Majeſty and have appointed four of their Members to join with the Members appointed by this Houſe, in order to draw up the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 11th of October, 34 Geo. II. 1760.

A *Petition* of ſundry Inhabitants of the Pariſh of *Raleigh*, in the County of *Amelia*, complaining of ſundry illegal Practices of the Veſtry of the ſaid Pariſh; and praying that the ſaid Veſtry may be diſſolved, and alſo that the ſaid Pariſh may be divided.

14 *Alſo* a *Petition* of ſundry Merchants and Traders, in the County of *Prince William*, complaining of the great Diſadvantages the Trade in the interior Parts of this Colony labours under, from the Number of Pedlars trading there; and aſſigning the ſame Reaſons againſt this prejudicial Trade as are mentioned in a Petition of ſundry Traders and Inhabitants of this Colony preſented to the Houſe on *Thurſday* laſt, were ſeverally preſented to the Houſe and read, and ordered to lie on the Table.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *intituled an* Act to dock the Entail of certain Lands whereof *Charles Lewis* Gentleman, is ſeized, and for ſettling other Lands of greater Value to the ſame Uſes.

And that a Petition of ſundry Inhabitants of Cumberland *Pariſh, in the County of* Lunenburg, *had been read in Council, which they had referred to the Conſideration of this Houſe.*

And the ſaid *Petition*, ſetting forth the great Inconvenience they labour under in not being able, from the vaſt extent of their ſaid Pariſh, to attend Divine Service, and praying that the ſaid Pariſh may be divided, was read, and ordered to lie on the Table.

A *Petition* of *William Hunter*, Printer, praying that his Salary as Printer to this Houſe, which will expire at the End of this Seſſion of Aſſembly, may be continued.

Reſolved, That the ſaid *William Hunter* be allowed the Sum of £350 per Annum, to continue to the End of the next Seſſion of Aſſembly, as a full Conſideration for printing the Journals of the Houſe of Burgeſſes, printing the Laws of each Seſſion, and ſending 13 of them to every County Court Clerk, one of which to be Half bound for the Uſe of the Court; printing Inſpectors Notes, and Books, Proclamations, and other publick Advertiſements.

Ordered, That the ſaid Reſolution be ingroſſed, and that Mr *Bland* do carry it up to the Council for their Concurrence.

A *Bill* for recruiting and further continuing the Old Regiment in the Service of this Colony, and for other Purpoſes therein mentioned, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe immediately.

The Houſe accordingly reſolved itſelf into a Committee upon the ſaid Bill, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the ſaid Bill under their Conſideration, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table.

Ordered, That the Conſideration of the ſaid Amendments be put off until *Monday* next.

A *Meſſage* from the Governour by Mr *Walthoe*,

Mr *Speaker*,

The Governour has commanded me to deliver to your Houſe his Majeſty's Inſtructions, concerning his paſſing ſuch Laws as ſhall or may be offered to him for his Aſſent.

Ordered, That the ſame do lie on the Table, for the Peruſal of the Members of this Houſe.

Mr *Carter*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For appointing Perſons to receive the Money granted to this Colony by the Parliament of *Great Britain*; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 13th of October. 34 Geo. II. 1760.

A *Petition* of *Benjamin Cage*, ſetting forth, that he was ſent out to the Frontiers of the Colony, as one of the Militia, in 1758; where he continued 108 Days, for which he has never received any Satiſfaction; his Name being by Miſtake omitted in the Roll of the Company he belonged to; and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of ſundry Inhabitants of the County of *Prince William*, praying that the Court Day of *Fauquier* County may be altered; were ſeverally preſented to the Houſe and read, and ordered to lie on the Table.

A *Petition* of *Herbert M'Clure*, ſetting forth, that in *October* 1759, in an Engagement with a Party of *Shawneſe Indians*, he received a Wound, which has rendered him unable to procure a Livelihood; and praying the Conſideration of this Houſe therein, was preſented to the Houſe and read, and ordered to lie on the Table.

Ordered, That the ſaid Petition be referred to Mr *George Johnſon*, Mr *Richard Henry Lee*, the Members for *Auguſta* County, and Mr *Gabriel Jones;* that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Bill* To explain and amend the Act, entitled, *An Act for appointing an Agent*, was read a ſecond Time, and committed to the Committee to whom it was referred a ſecond Time, and committed to the Committee to whom it was referred to prepare and bring in the ſame.

A *Petition* of *Benjamin Sellman*, praying to be allowed for 112 lb. of Bacon taken from him for the Uſe of the Militia of *King George* County, was preſented to the Houſe and read, and thereupon

Reſolved, That the ſaid *Benjamin Sellman* be allowed the Sum of 56 Shillings for his ſaid Bacon, to be paid by the Publick.

The Houſe, according to Order, proceeded to the Conſideration of the Amendments propoſed by the Committee of the whole Houſe to the Bill For recruiting and further continuing the Old Regiment in the Service of this Colony, and for other Purpoſes therein mentioned, reported to the Houſe on *Saturday* laſt, and referred to be conſidered this Day; and the ſame being again twice read, were agreed to by the Houſe.

Ordered, That the ſaid Bill, with the Amendments, be engroſſed, and read a third Time.

A *Bill* For appointing Perſons to receive the Money granted to this Colony by the Parliament of *Great Britain*, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe immediately.

The Houſe accordingly reſolved itſelf into a Committee upon the ſaid Bill; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported

reported, that the Committee had had the ſaid Bill under their Conſideration, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee upon the ſaid Bill To-morrow.

His Majeſty's additional Inſtructions to the Governour relative to his paſſing ſuch Laws as ſhould thereafter be offered to him for his Aſſent, laid before the Houſe by the Governour's Command on *Saturday* laſt, were read, and ordered to lie on the Table.

Upon a *Motion* made,

Ordered, That Leave be given to bring in a Bill For paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly, and it is referred to Mr *Cary* to prepare and bring in the ſame.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, the 14th of October, 34 Geo. II. 1760.

A *Claim* of *Robert Didlake*, Junior, for taking up a Runaway therein mentioned, was preſented to the Houſe and received, and ordered to lie on the Table.

An engroſſed *Bill*, entitled, *An Act for recruiting and further continuing the Old Regiment in the Service of this Colony, and for other Purpoſes therein mentioned*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their concurrence.

Mr *Bland*, one of the Members of the Committee of Correſpondence named in the *Act for appointing an Agent*, according to Order, laid before the Houſe the Regiſter of the Proceedings of that Committee.

The *Order* of the Day being read, the Houſe again reſolved itſelf into a Committee upon the Bill For appointing Perſons to receive the Money granted to this Colony by the Parliament of *Great Britain*; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had again had the ſaid Bill under their Conſideration and made ſeveral Amendments thereto, which they had directed him to report to the Houſe; and he read the ſame in his Place and then delivered them in at the Table, where they were again twice read, and agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill, with the Amendments as amended, be engroſſed, and read a third Time.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Bill, *entitled*, An Act for recruiting and further continuing the Old Regiment in the Service of this Colony, and for other Purpoſes therein mentioned.

Alſo to the Reſolve *for allowing* William Hunter, *Printer to the Publick, a Salary* of
17 *£350 per annum.*

Upon a *Motion* made,

Ordered, That Mr *Cary* be diſcharged from proceeding further on the Bill directed to be brought in For paying the Burgeſſes Wages for this preſent Seſſion of Aſſembly.

Mr *Carter* reported that the Committee to whom the Bill To explain and amend the Act, entitled, *An Act for appointing an Agent*, was committed, had made an Amendment thereto, which he read in his Place, and then delivered the Bill, with the Amendment, in at the Table, where the Amendment was again twice read, and agreed to by the Houſe.

Ordered, That the Bill, with the Amendment, be engroſſed, and read a third Time.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, the 15th of October. 34 Geo. II. 1760.

SEVERAL *Claims* of *Jeffe Jones*, *Robert Green* and *John Didlake*, for taking up Runaways therein mentioned, were feverally prefented to the Houfe and received, and ordered to lie on the Table.

Ordered, That a Committee be appointed to examine the enrolled Bills of the following Perfons, *viz.* Mr *William Digges*, Mr *Henry Lee*, Mr *Edmunds* and Mr *Cabell*.

Mr *George Johnfton* reported, that the Committee to whom the Petition of *Herbert McClure* was referred had had the fame under their Confideration, and had agreed upon a Report, and come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe, as follow:

It appears to the *Committee* that in the Month of *October*, in the Year 1759, a Party of *Shawnefe Indians* made an Incurfion into the County of *Augufta*, and having cruelly murdered 12 of the Inhabitants, carried away 13 other Prifoners, together with feveral Horfes and many other Goods; That a Company of Volunteers, whereof the Petitioner was one, under the command of one *William Chriftian*, purfued the *Indians*, and retook the Prifoners, Horfes and Goods; in which Purfuit the Prifoner received a Mufket Ball through his Ancle: That he ftands now chargeable to two Surgeons in the Sum of £30 for attempting to cure the fame, which he is unable to pay. It further appears that he is a very poor Man, hath a Wife and Children to maintain, and to this Day remains a Cripple, and in all probaility will continue fo.

Refolved, That he be allowed the Sum of Thirty Pounds.

Mr *William Digges* reported that the Committee appointed had, according to Order, examined the enrolled Bills, and rectified fuch Miftakes as were found therein, and that they were truly enrolled.

Ordered, That Mr *Digges* do carry up the enrolled Bills to the Council, for their Infpection.

A *Meffage* from the Council by Mr *Walthoe*. 18

That they have infpected the enrolled Bills, and are fatiffied they are truly enrolled.

A *Meffage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governour commands the immediate Attendance of your Houfe in the Council Chamber, and that you bring with you fuch Bills as are ready for his Affent.

Mr *Speaker* with the Houfe went up accordingly, and the Governour was pleafed to give his Affent to the following Bills,* *viz.*

An Act for recruiting and further continuing the Old Regiment in the Service of this Colony, and for other Purpofes therein mentioned.

An Act to dock the Entail of certain Lands whereof Charles Lewis, *Gentleman, is feized, and for fettling other Lands of greater Value to the fame Ufes.*

An engroffed *Bill*, entitled, *An Act for appointing Perfons to receive the Money granted, or to be granted, by the Parliament of* Great Britain *to his Majefty for the Ufe of this Colony*, was read the third Time, and a Blank therein filled up.

Refolved, That the Bill do pafs.

Ordered, That Mr *Charles Carter* do carry up the faid Bill to the Council for their Concurrence.

Upon a *Motion* made,

Refolved, That the feveral Sums following be allowed to the feveral Officers of the General Affembly, refpectively: *viz.*

To

*Hening, VII, 369 ff.

To *John Randolph*, Eſq; Clerk of the Houſe of Burgeſſes,		£100
To *Nathaniel Walthoe*, Eſq; Clerk of the General Aſſembly		50
To the Rev. Mr *William Yates*, Chaplain		25
To Mr *Francis Eppes*, Serjeant at Arms		30
To Mr *George Davenport*, for his Services this Seſſion		10
To the Door Keeper of the Council		5
To *Thomas Broadrib*,	Door Keepers to the Houſe	5
To *James Lavie*		5
To *Thomas Francis*		5
To *Nathanial Hix*		5

Ordered, That the ſaid Reſolve be engroſſed, and that Mr *Richard Henry Lee* do carry it to the Council for their Concurrence.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Thurſday, the 16th of October, 34 Geo. II. 1760.

AN engroſſed *Bill*, entitled, *An Act to explain and amend the Act, entitled, An Act for appointing an Agent*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

19 A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act for appointing Perſons to receive the Money granted, or to be granted, by the Parliament of *Great Britain* to his Majeſty for the Uſe of this Colony.

Alſo to the Reſolve for paying the Officers Salaries for this preſent Seſſion of Aſſembly.

A *Petition* from *Robert Harper*, praying that a Ferry may be eſtabliſhed from the Land acroſs the River *Potowmack* to his Land on the oppoſite Shore in *Maryland*.

Alſo a *Petition* from ſundry Inhabitants of *Frederick*, to the ſame Purpoſe; were ſeverally preſented to the Houſe and received, and ordered to lie on the Table.

A *Petition* of *Roger Wigginton*, praying to be allowed for a Gun impreſſed by Captain *Fielding Turner* for one of his Company of Militia; was preſented to the Houſe and read, and ordered to lie on the Table.

And then the Houſe adjourned till To-morrow Eleven o'Clock.

Friday, the 17th of October, 34 Geo. II. 1760.

SEVERAL *Claims* of *Joſeph Berry*, *Thomas Herd*, *William Robertſon*, *Stephen Turnbull*, *William Panill*, *Richard Tutt*, Junior, *Robert Turnbull* and *George Edwards*, were ſeverally preſented to the Houſe and received, and ordered to lie on the Table.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, the 18th of October, 34 Geo. II. 1760.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act to explain and amend the Act, entitled, An Act for appointing an Agent.

Upon a *Motion* made,

Ordered,

Ordered, That there be a Call of the Houſe on *Monday* next.
And then the Houſe adjourned till Monday Morning Eleven o'Clock.

Monday, the 20th of October, 34 Geo. II. 1760.

MR. *Richard Henry Lee* reported that the joint Committee, appointed by the Council and this Houſe, had, according to Order, prepared an Addreſs and Repreſentation to his Majeſty, which he read in his Place, and then delivered in at the Table, where they were ſeverally again twice read, and agreed to by the Houſe.

Ordered, That Mr *Lee* do carry up the ſaid Addreſs and Repreſentation to the Council, [20] and deſire their Concurrence.

Mr *Henry Lee* reported that the Committee appointed had, according to Order, examined the reſt of the enrolled Bills and Reſolves, and rectified ſuch Miſtakes as were found therein, and that they were truly enrolled.

Ordered, That Mr *Lee* do carry up the enrolled Bills to the Council for their Inſpection.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Addreſs and Repreſentation to his Majeſty.
And that they have inſpected the enrolled Bills, and are ſatiſfied they are truly enrolled.

Upon a *Motion* made,

Reſolved, That the Addreſs and Repreſentation to his Majeſty be fairly tranſcribed, and ſigned by the Preſident of the Council and the Speaker of the Houſe of Burgeſſes, and then delivered to the Committee of Correſpondence, to be by them tranſmitted to the Agent to be preſented to his Majeſty; and that whatever neceſſary Expence ſhall be incurred in ſoliciting the ſaid Repreſentation ſhall be borne by the Publick.

Ordered, That the ſaid Reſolve be engroſſed, and that Mr *Richard Henry Lee* do carry up the ſame to the Council for their Concurrence.

A *Meſſage* from the Council by Mr *Walthoe*,

That they have agreed to the Reſolution of this Houſe, relative to the Addreſs and Repreſentation to his Majeſty.

A *Meſſage* from the Governour by Mr *Walthoe*,

Mr *Speaker*,

The Governour commands the immediate Attendance of this Houſe in the Council Chamber, and that you bring with you ſuch other Bills and Reſolves as are ready for his Aſſent.

Mr *Speaker*, with the Houſe, went up accordingly; and being returned, reported, that he with the Houſe attended the Governour in the Council Chamber, and that the Governour was pleaſed to give his Aſſent to the following Bills,* *viz.*

An Act for appointing Perſons to receive the Money granted, or to be granted, by the Parliament of Great Britain to his Majeſty for the Uſe of this Colony.
An Act to explain and amend the Act, entituled, An Act for appointing an Agent.

And that his Honour likewiſe gave his Aſſent to the following Reſolves, *viz.*

A Reſolve For paying the Officers Salaries.
Alſo to the Reſolve for allowing William Hunter, Printer, a Salary of £350 per Annum.

And that his Honour then made a Speech to the Council and this Houſe, of which he had, to prevent Miſtakes, obtained a Copy, which he read in his Place, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes.

As [21]

*Hening VII, 372, ff.

As you have gone through all the Buſineſs I recommended to you, and which you entered upon, I ſhall not longer detain you from your Families; but, before I diſmiſs you, I am of Opinion it will be a Satiſfaction to you to be yourſelves informed, and to be able to inform your Neighbors, that I have already taken every Step in my Power to give a full and ſpeedy Operation to the Act paſſed this Seſſion for the Protection of our Frontiers, by having informed the Honourable Brigadier-General Monckton *of the Terms of the Act, by having recalled Lieutenant-Colonel* Stephens *from under his Command, and given him Orders to march his Corps immediately to join the Honourable Colonel* Byrd *to the Southward; by having given Mr* Byrd *Directions to complete his Regiment; and ſent up Money for that Purpoſe; and by having contracted for victualling and clothing the Men: And I recommend it to you, Gentlemen, to give all the Aſſiſtance in your Power, in your reſpective Counties, to expedite theſe Meaſures, ſo ſalutary, and neceſſary to the Colony; that our Force may be united, and properly provided for, as ſoon as poſſible.*

As a receſs at this Time is certainly convenient, and agreeable; and as the Expiration of an Act, entitled, An Act to amend the Staple of Tobacco, and to prevent Frauds in his Majeſty's Cuſtoms, *will take Place at the End of this Seſſion of Aſſembly; I have thought fit, with the Advice of the Council, to order both Houſes, and they are hereby ordered, ſeverally to adjourn themſelves to* Thurſday *the 11th of* December *next, at which Time I require all their Members to re-aſſemble at this Place.*

Ordered, That the Houſe be adjourned to the 11th Day of December next.

Thurſday, the 11th of December, 1 Geo. III. 1760.

THE Houſe being met according to Adjournment, a Meſſage from the Governour was delivered to them by Mr *Walthoe.*

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governour commands the immediate Attendance of this Houſe in the Council Chamber.

Accordingly Mr *Speaker*, with the Houſe, went up; and being returned, reported that he, with the Houſe, had attended the Governour in the Council Chamber, when his Honour was pleaſed to ſay, that having no particular Buſineſs to communicate to them at this Time, he had ordered both Houſes to adjourn themſelves to *Thurſday* the 5th of *March* next, and thereupon

Ordered, That the Houſe be adjourned to the ſaid 5th Day of March next.

22

Thurſday, the 5th of March, 1 Geo. III. 1761.

SEVERAL *Members* being met according to Adjournment, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo repeated and ſubſcribed the Teſt, took their Seats in the Houſe.

A *Member* returned on a new Writ, having taken the Oaths and ſubſcribed the Teſt above mentioned, was admitted to his Place in the Houſe.

A *Meſſage* from the Governour was delivered by Mr *Walthoe.*

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,*

The Governour commands the immediate Attendance of your Houſe in the Council Chamber.

Mr *Speaker*, with the Houſe, went up accordingly; and being returned reported that he, with the Houſe, had attended the Governour in the Council Chamber, where his Honour

Honour was pleaſed to make a Speech to the Council and this Houſe, of which he had to prevent Miſtakes, obtained a Copy; which he read to the Houſe, and then delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

I ſhould have omitted the calling you up on this your meeting according to your Adjournment, were it not incumbent on me to notify to you, now met in General Aſſembly, the great Loſs we have ſuſtained by the Deceaſe of our late Sovereign, of happy and glorious Memory; a King who, by his private as well as royal Virtues, had rendered himſelf juſtly dear to all his Subjects. Deplorable indeed would our Loſs have been, had we not the greateſt Reaſon to form the moſt ſanguine Expectations of enjoying the Bleſſing of Freedom, in the ſame full Latitude we experienced under the Grandfather, in the Perſon of his Succeſſor, his preſent Majeſty; a Prince deſcended from that royal Family who have uſed the Prerogative of their Crowns with the utmoſt Tenderneſs and under whoſe Government the Liberty of the Subject has not ſuffered the leaſt Attack, during a Term of ſix and forty Years, ſince their firſt Acceſſion to the Crown; a Period of Happineſs to Great Britain, *and its Appendages, which the* Britiſh *Annals cannot parallel; a Prince born among us, who has himſelf been a Witneſs of the Bleſſings flowing to Sovereign and Subject from a due Mixture of Liberty and Obedience; a Prince who, from his Education, has imbibed the Strongeſt Notions of Virtue and true Religion; to countenance and encourage which, he has from the Throne aſſured us, is his fixed Purpoſe. On this Authority, I can promiſe you a continuation of that Juſtice and Lenity which you have felt under the Government and Authority of his royal Progenitors. The only Inſtance of Gratitude you can ſhow for the Bleſſings you have ſo long enjoyed under our deceaſed Monarch, will be your Zeal in the Service of the preſent; and this Conſideration, with a grateful People, will, I make no Doubt, render it needleſs for me to recommend it further.*

I was in Hopes that the Time was come, that you might have been eaſed in the great 23
Article of Expence neceſſary to keep on Foot the ſame Body of Men you have lately had in Pay; but when you ſhall conſider the Letters I ſhall lay before you from Major-General Amherſt, *who in his Majeſty's Name requires to be aſſiſted with ſome Men from this Colony; from Governour* Bull *and Colonel* Byrd, *who repreſent our Situation with the* Cherokee Indians *as very critical; I apprehend that you will be of Opinion with me, that it will not be prudent to lay down our Arms until a ſolid Peace is made with thoſe* Indians.

The likelieſt Means to procure a full Security for our Frontiers, is to treat Sword in Hand.

Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

It is my Duty, both as Servant to his Majeſty, whoſe Commiſſion I bear, and as Guardian of your Peace and Safety, to repreſent and recommend theſe Services to you; for which I hope you will provide in ſuch Manner, as to render them effectual to anſwer the End propoſed and deſired. Happy it is for us that, by the Bounty of the Britiſh *Legiſlature, no new Tax need be laid, or old one continued, on the Inhabitants of this Colony, to anſwer theſe Purpoſes.*

Gentlemen of the Council and of the Houſe of Burgeſſes,

Having nothing further, on my part, to refer to your Conſideration, I ſhall only recommend to you the greateſt Diſpatch, in finiſhing the Buſineſs of this Seſſion, which the Circumſtances of the Country demand; that the whole may be completed before the Sitting of the General Court in April.

Reſolved, That an humble Addreſs be preſented to his Honour the Governour, to return him our Thanks for his kind Speech; to expreſs how deeply we are afflicted with the Loſs of our late moſt gracious Soverign, and our great Happineſs on the Acceſſion of his preſent Majeſty to the throne of *Great Britain*, and to aſſure him that we will proceed on the Buſineſs now recommended, and depending before us, with all poſſible Unanimity and Diſpatch.

Ordered,

Ordered, That an Addreſs be drawn up purſuant to the ſaid Reſolution, and it is referred to Mr *Attorney* and Mr *Pendleton* to prepare and bring in the ſame.

Reſolved, That this Houſe will take the Governour's Speech into Conſideration on *Monday* next.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Friday, the 6th of March, 1 Geo. III. 1761.

ORDERED, That a Committee of Publick Claims be appointed of the following Perſons *viz.*

Mr *Bland*,
Mr *Harwood*,
Mr *Cave*,
Mr *Richard Lee*,
Mr *Wilſon*,
Mr *Booker*,
Mr *William Thornton*,
Mr *Simmons*,
Mr *Hartwell Cocke*,
Mr *Ball*,
Mr *John Smith*.

24 And they are to meet and adjourn from Day to Day, and to take into their Conſideration all publick Claims referred from the laſt to this Seſſion of Aſſembly, and alſo all ſuch Claims as ſhall be regularly certified and preſented to this Seſſion; and to report their Proceedings, with their Opinions thereon, to the Houſe, when they have gone through the ſaid Claims: And all Perſons that have any Claims are to deliver them to the Clerk, and he is to deliver them to the ſaid Committee of Courſe; and they are to have power to ſend for Perſons, Papers and Records, for their Information.

Ordered, That Mr *Miles Cary* be appointed Clerk to the ſaid Committee.

A *Claim* of *Edward Portlock* for taking up a Runaway therein mentioned was preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Saturday, the 7th of March, 1 Geo. III. 1761.

MR. *Attorney* reported that the Committee appointed had, according to Order, prepared an Addreſs to the Governour, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, and is as follows:

Sir,

We his Majeſty's dutiful and loyal Subjects, the Burgeſſes of Virginia, *return your Honour our ſincere Thanks for your kind Speech.*

The Death of his late Majeſty, our moſt gracious Sovereign, muſt neceſſarily leave deep Impreſſions of Sorrow on the Minds of all his Subjects, when they reflect how conſpicuouſly his Diadem was adorned with royal as well as private Virtues.

It is with Gratitude we acknowledge that Power, the Scourge of Nations, when under the Influence of Ambition, has never, during his long and happy Reign, been ſuffered to paſs thoſe Boundaries, eſtabliſhed for the Defence of Liberty, by our excellent Conſtitution: and it was with Pleaſure we ſaw that his Magnanimity and Humanity, his Juſtice and Lenity, had rivited to him the Affections of his People, the never failing Source of Happineſs to deſerving Kings. His Colonies feel their Loſs with exaggerated Affliction, as by it they are deprived of that Arm which ſo carefully protected them from the Deſolation prepared for them by Cruelty and Deſpotiſm.

But we cannot longer indulge ourſelves in the Contemplation of this Miſfortune, leſt we ſhould ſhow a Diffidence of that Prince who now ſo deſervedly fills the Throne of our deceaſed

deceaſed Sovereign: We are extremely happy, Sir, that a Deſcendant from that illuſtrious Family, whoſe Conduct and Diſpoſition we have ſo much Reaſon to applaud, ſhould preſide over us; and we have the higheſt Expectations from every other Conſideration, that, 25
after the Example of his great Progenitors, his paternal Care will conſtantly protect the Liberties of his People; and that, in Return, they will endeavour to promote his Happineſs and Glory. We do give his Majeſty the moſt ſacred Aſſurances that this ſhall be the conſtant Aim of his Subjects in Virginia; *on whoſe Zeal, Affection and Loyalty, he may always rely with the greateſt Security.*

Your Honour may depend that all poſſible Diſpatch ſhall be given the Buſineſs recommended, and depending before us, ſo as to bring the Seſſion to a ſpeedy Concluſion.

Ordered, That the ſaid Addreſs be fairly tranſcribed, and preſented by the whole Houſe.

Ordered, That the Committee which prepared the ſame wait on the Governour, to know his Pleaſure when the Houſe ſhall attend his Honour to preſent it.

A *Meſſage* from the Council by Mr *Walthoe.*

That they have prepared an Addreſs to his Majeſty, in which his Honour the Governour had joined them, and that they had ſent it down to deſire this Houſe would join them therein, and had left a Blank for that Purpoſe; and the ſaid Addreſs was twice read, and agreed to by the Houſe.

Reſolved, Nemine contradicente, That this Houſe will join with the Governour and Council in the ſaid Addreſs, and that the Blank left for that Purpoſe be filled up accordingly.

Ordered, That Mr *Bland* go up with the Meſſage to the Council, and acquaint them therewith.

Several *Claims* of *John Lackey* and *Richard Sykes* for taking up Runaways therein mentioned were preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

And then the Houſe adjourned until Monday Morning Eleven o'Clock.

Monday, the 9th of March, 1 Geo. III. 1761.

MR *Attorney* reported that the Committee appointed had, according to Order, waited on his Honour the Governour, to know his Pleaſure when this Houſe ſhould attend him with their Addreſs; and that he was pleaſed to appoint this Day, and to ſay that he would ſignify by a Meſſage to the Houſe when he was ready to receive it.

A *Meſſage* from the Governour by Mr *Walthoe*,

That his Honour is now ready in the Council Chamber to receive the Addreſs of this Houſe.

Mr *Speaker*, with the Houſe, went up accordingly; and being returned, reported that he, with the Houſe, had attended the Governour in the Council Chamber, and preſented the Addreſs of this Houſe to him, to which he was pleaſed to Return the following Anſwer.

Mr *Speaker, and Gentlemen of the Houſe of Burgeſſes,* 26

I Return you my ſincere and hearty Thanks for this Affectionate, loyal and dutiful, Addreſs.

Your juſt Senſe of Gratitude for your former Happineſs, and your well grounded Expectations of your future, together with your Aſſurances of Zeal Affection and Loyalty, to his Majeſty

Majeſty, give me the greateſt Cauſe of Satiſfaction, and muſt neceſſarily meet with the Approbation of his Majeſty, and all his faithful Subjects, in every Part of his Dominions.

A *Petition* of *Hannah Corbin*, Widow, and *Richard Henry Lee*, Gentleman, only acting Executors of the Will of *Gawin Corbin*, Gentleman, deceaſed, was preſented to the Houſe and read, ſetting forth, That the ſaid *Gawin Corbin* died ſeized in Fee of ſeveral Tracts of Lands in *Weſtmoreland*, *King George*, *Fauquier* and *Lancaſter*, all ſettled with Slaves; and alſo two undivided third Parts of a Tract in *Caroline*, unſettled; and by his will deviſed his whole Eſtate to his Wife and Daughter *Martha*, with Remainders, in Caſe of his Daughter's Death without Iſſue, to the youngeſt Sons of the Hon. *Richard Corbin*, Eſquire; and the two youngeſt Sons of *Robert Tucker*, Gentleman; and directed that, if his Crops ſhould not be ſufficient to pay his Debts, his Lands in *Caroline*, ſhould be ſold for that purpoſe; That the Petitioners having applied the ſaid Crops to the Payment of the Debts, there ſtill remains a Balance of £1210.9. 2 Sterling and £696. 19 Currency due from the Eſtate, which the Creditors are preſſing to receive: That by Reaſon of many Diſputes depending about the Bounds of the Lands in *Caroline*, and the Want of a Partition thereof between the Repreſentatives of the ſaid *Gawin Corbin* and the Heir of *John Corbin*, Gentleman, deceaſed, who is alſo an Infant, the ſaid Lands could not now be ſold for near their Value; and yet, being freſh, might be worked to greater Profit for the Eſtate than the Lands in *Lancaſter*, which are moſtly exhauſted; but, from their Situation and Circumſtances, might be ſold immediately for more than their real Value: That if the Petitioners were allowed to ſave the *Caroline* Lands for the Heir, and ſell Lands in *Lancaſter* and ſome Slaves for Payment of the Debts, it would be a great Advantage to the Heir, and preſent* expenſive Law Suits and other Difficulties; and praying that an Act may paſs for that Purpoſe.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Pendleton* to prepare and bring in the ſame.

Ordered, That a Committee of Privileges and Elections be appointed of the following Perſons, *viz.*

Mr *Attorney-General*,

Mr *Charles Carter*,	Mr *Page*,
Mr *Bland*,	Mr *Dudley Digges*,
Mr *Landon Carter*,	Mr *Nicholas*,
Mr *William Digges*,	Mr *Wythe*,
Mr *Benjamin Harriſon*,	Mr *Richard Henry Lee*,
Mr *Waller*,	Mr *Pendleton*,
Mr *Randolph*,	Mr *Preſly Thornton*.

27 And they are to meet and adjourn from Day to Day, and to examine in the firſt Place all Returns of Writs for electing Burgeſſes to ſerve in this preſent General Aſſembly, and to compare the ſame with the Form preſcribed by Law, and to take into their Conſideration all ſuch Matters as ſhall or may come in Queſtion touching Returns, Elections and Privileges; and to report their Proceedings, with their Opinions thereon, from Time to Time, to the Houſe; and the ſaid Committee are to have power to ſend for Perſons, Papers and Records, for their Information.

Ordered, That a Committee of Propoſitions and Grievances be appointed of the following Perſons, *viz.*

Mr *Charles Carter*,

Mr *Bland*,	Mr *Waller*,
Mr *Attorney*,	Mr *Benjamin Harriſon*,
Mr *Randolph*,	Mr *Page*,
Mr *Landon Carter*,	Mr *Dudley Digges*,
Mr *William Digges*,	Mr *Nicholas*,
Mr *Bowler Cocke*,	Mr *Charles Carter*, (*Lanc.*)
Mr *Wythe*,	Mr *Syme*,
Mr *Lewis Burwell*,	Mr *Pendleton*,
Mr *Charles Carter*, Jun. (*King George*)	Mr *Martin*,
Mr *Richard Lee*,	Mr *Preſly Thornton*.

And

*The transcript from England is followed here; the word "prevent" was, however, probably originally used.

And they are to meet and adjourn from Day to Day, and to take into their Conſideration all Propoſitions and Grievances that ſhall come legally certified to this Aſſembly; and to report their Proceedings, with their Opinions thereon, from Time to Time, to the Houſe; and all ſuch Propoſitions and Grievances are to be delivered to the Clerk of the Houſe, and by him to the ſaid Committee, of Courſe; and the ſaid Committee are to have Power to ſend for Perſons, Papers and Records, for their Information.

Ordered, That a Committee for Courts of Juſtices be appointed of the following Perſons, *viz.*

Mr *Landon Carter*,
Mr *Tabb*, Mr *Heal*,
Mr *Wythe*, Mr *Thomas Harriſon*,
Mr *Le Grand*, Mr *Pendleton*,
Mr *Cabell*, Mr *James Taylor*,
Mr *David Maſon*, Mr *Winn*.

And they are to meet and adjourn from Day to Day, and to take into their Conſideration all Matters relating to Courts of Juſtice, and ſuch other Matters, as ſhall from Time to Time be referred to them; and report their Proceedings, with their Opinions thereon, to the Houſe; and the ſaid Committee are to inſpect the Journals of the 3d, 4th, 5th, and 6th, Seſſions of this preſent General Aſſembly, and draw up a State of the Matters then depending and undetermined, and the Progreſs that was made therein, and report the ſame to the Houſe; and that they do alſo examine what temporary Laws have expired ſince the laſt, or will expire with the End of this, Seſſion of Aſſembly, or are near expiring, and report the ſame to the Houſe, with their Opinions which of them are fit to be revived and continued; and the ſaid committee are to have Power to ſend for Perſons, Papers and Records, for their Information.

Ordered, That a Committee of Trade be appointed of the following Perſons, *viz.* [28]

Mr *Benjamin Harriſon*,
Mr *Chriſtian*, Mr *Tatem*,
Mr *Hairſtone*, Mr *Bradley*,
Mr *Charles Carter*, Mr *Ruffin*,
Mr *Upſhaw*, Mr *Waring*.

And they are meet and adjourn from Day to Day, and to take into their Conſideration all Things relating to the Trade of this Colony, and all Matters that ſhall be from Time to Time to them referred, and to report their Proceedings, with their Opinions thereon, to the Houſe; and the ſaid Committee are to have Power to ſend for Perſons, Papers and Records, for their Information.

Ordered, That Mr *Smith* and Mr *Chriſtian* be added to the Committee of Claims.

A *Petition* of *George Davenport*, humbly returning Thanks for paſt Favours; and praying to be promoted to the Clerkſhip of the Committee of Privileges and Elections, and Propoſitions and Grievances.

Alſo a *Petition* of *Richard Parker*, praying to be appointed to the ſame Office, were ſeverally preſented to the Houſe and read.

Reſolved, That the ſaid *George Davenport* be appointed Clerk to the ſaid Committee, and that he attend accordingly.

Reſolved, That the Petition of the ſaid *Richard Parker* be rejected.

Ordered, That Mr *Thomas Everard* be appointed Clerk to the Committee for Courts of Juſtice, and that he attend accordingly.

A *Petition* of *Hind Ruſſell*, praying to be appointed Clerk to the Committee of Trade.

Alſo a *Petition* of *Richard Parker*, to the ſame Purpoſe; were ſeverally preſented to the Houſe and read.

Reſolved,

Reſolved, That the ſaid *Hind Ruſſell* be appointed Clerk to the ſaid Committee, and that he attend accordingly.

Reſolved, That the Petition of the ſaid *Richard Parker* be rejected.

Ordered, That the Conſideration of the Governour's Speech be put off until To-morrow.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Tuesday, the 10th of March, 1 Geo. II. 1761.

A *Petition* of *William Blackwall*, praying to be allowed for a Slave who was outlawed and killed.

Alſo a *Petition* of *Elizabeth King*, praying to be allowed for a Slave who, after murdering her late Huſband, deſtroyed himſelf, were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinion thereon, to the Houſe.

29 Several *Claims* of *William Hawes*, *John Greggs* and *Robert Smith*, for taking up Runaways therein mentioned.

Alſo ſeveral *Accounts* and Claims of ſundry Inhabitants of the County of *Auguſta*, for Proviſions and other Neceſſaries furniſhed for the Forces in the Service of this Colony, and for tributary *Indians*, in their marching through the County; were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

Mr *Landon Carter*, from the Committee for Courts of Juſtice, reported that the Committee had, according to Order, inſpected the Journals of the 3d, 4th, 5th and 6th, Seſſions of this preſent General Aſſembly, and had prepared and drawn up a State of Matters then depending and undetermined, and the Progreſs that was made therein, and had agreed on a Report, which he read in his Place, and then delivered in at the Table, where the ſame was again read, and is as follows:

That it appears to this *Committee* that the Petition of ſundry Inhabitants of the County of *Hanover*, ſetting forth that the great Extent of that County, and the inconvenient Situation of the Court Houſe, render it very incommodious for the Petitioners to attend their Buſineſs there; and praying that the ſaid County may be divided, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Merchants, Planters, and others, reſiding on and trading to *York* River, ſetting forth that the Warehouſes at *Page's* and *Crutchfield's*, in the County of *Hanover*, for the Inſpection of Tobacco, are very inconveniently ſituated; and that the Petitioners are under great Difficulties, Trouble and Expence, in ſending their Tobacco from thence to be ſhipped for Exportation, occaſioned by Sands in the River *Pamunkey*, on which the ſaid Warehouſes are eſtabliſhed, and the difficult Navigation thereof, by which Means Ships are frequently delayed and prevented from proceeding on their Voyages to *Great Britain*, for Want of the Tobacco they muſt wait for from thoſe Warehouſes; and praying that the ſaid Warehouſes may be ſuppreſſed, and new ones erected in their Stead at the Town of *Newcaſtle* in the ſaid County.

Alſo a *Petition* of ſundry Inhabitants of the ſaid County of *Hanover*, in Oppoſition thereto; were ſeverally preſented to the Houſe and read, and referred to the Committee of Propoſitions and Grievances to examine into the Matters thereof, and report the ſame, with their Opinions thereon to the Houſe: That on a Motion made, the ſaid Committee was diſcharged from proceeding on the ſaid Petitions, and the Conſideration of the ſame was put off until the next Seſſion of Aſſembly.

That a *Petition* of the Inſpectors at *Hunting Creek* Warehouſe, in the County of *Fairfax*, ſetting forth that at the firſt Eſtabliſhment of that Inſpection their Salaries were

were ſettled at £30 per Annum, ſince which Time their Buſineſs is largely increaſed; and praying the Houſe to make them ſuch Satiffaction as ſhall ſeem reaſonable, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

An *Account* of Arrears due to ſeveral Companies of Militia of the County of *Auguſta*, under the Command of Colonel *John Buchanan;* alſo ſundry Accounts for Proviſions and other Neceſſaries furniſhed the ſaid Militia, and *Catawba Indians* in our Service; were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Leonard Leechenan*, ſetting forth that he was one of the draughted Militia from the County of *Prince William* in the Year of 1758, and was in Service on the Frontiers 108 Days, but by ſome Miſtake his Name was omitted to be inſerted in the Pay Roll, and by that Means he hath not received any Satiffaction for his ſaid Service; and praying the Conſideration of the Houſe therein, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Abraham Maury*, ſetting forth that in the Month of *November* 1758 he entered into a Contract with his Honour the Governour, in which he bound himſelf, under a Penalty, to furniſh as well the Militia as ſuch Rangers as ſhould be employed in his Majeſty's Service, in the Counties of *Bedford* and *Halifax*, until the 1st Day of *May* 1759, which contract be punctually complied with; that on the Reduction of Fort *De Queſne* the Militia were recalled, and before the Detachment from the Ranging Companies took Poſſeſſion of the Forts they had occupied, great Part of the Proviſion the Petitioner had laid in for their Uſe was ſtolen and otherwiſe deſtroyed, thoſe Detachments not coming until long after the Militia had abandoned their Poſts, and left thoſe Proviſions to the Mercy of the Neighborhood; that the Petitioner's Agents might have diſpoſed of the Proviſions left on Hand for his Account, but that the Petitioner had contracted to provide for the Rangers alſo in thoſe Counties, and retained the Proviſions for their Uſe; and praying the Conſideration of the Houſe on the Premiſes, and that he may be allowed for the Loſs he has ſuſtained in ſuch Manner as ſhall be thought juſt, was preſented to the Houſe and read, and referred to a Committee to examine into the Allegations thereof, and report the ſame, with their Opinion thereon, to the Houſe; that the ſaid Committee reported they had had the ſaid Petiton under their Conſideration, and had come to a Reſolution (which was agreed to by the Houſe) that the ſaid Petition ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

That an *Account* of *James Wimbouſh* for Priviſions for *Indians* in the Service of this Colony was preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

That an *Account* of Arrears due to a Party of the Militia of *Bedford* County was preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Alexander Sayers*, ſetting forth that he was ordered out by his Honour the Governour, with a Company of the Militia of *Auguſta* under his Command in the Year 1758, with which he was in the Service of the Government for three Months, and his Accounts were ſettled by the Commiſſioners appointed to ſettle the Militia Accounts, on whoſe Certificate his Honour granted him his Warrant to the Treaſurer for the Payment of the Money due to himſelf and his Company; that at the laſt Seſſion of Aſſembly, on the 4th Day of *April*, the Houſe addreſſed his Honour the Governour to ſtop the Payment of his Warrant to the Petitioner, being of Opinion the Commiſſioners had no Power to paſs any Militia Accounts accruing after the paſſing the Act appointing them to their Office, by which Means the Petitioner and his ſaid Company have hitherto been kept out of their Pay; and praying the Conſideration of the Houſe therein, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That

That a *Petition* of *Thomas Roy*, praying to be reimburſed by the Publick for the Expenſes he has been at in building a Wharf for the Publick Uſe at *Roy's* Warehouſe, in *Caroline* County; alledging that the Rents of the ſaid Warehouſes (of which he is Proprietor) are not ſufficient for that Purpoſe, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Memorial* of the Officers of the *Virginia* Regiment, ſetting forth that they had chearfully entered into the Service of this Colony at a Juncture when an Averſion to a Military Life was general and conſpicuous, and when the unjuſtifiable Encroachments of the *French* threatened our Lives and Properties with great Danger, ſince which Period they had made the Study of their Profeſſion the Object of their cloſeſt Attention, and dropped all Thoughts of their former Employments, to which they cannot return but with the utmoſt Reluctance, and under ſuch Infinity of Diſadvantages as will totally incapacitate them from purſuing the ſame with any Probability of Succeſs; that ſuch of them as had any Fortunes had expended them, and thoſe who had none are greatly involved, by procuring the Neceſſaries, and a very few of the Conveniences, of Life; of both which they were often deſtitute, and which, in the Country (or rather Wilderneſs) they generally ſerved in, could never be got but at an exhorbitant Rate: That they have for a Number of Years been on conſtant ſevere Duty, encountered the rudeſt Toils, and moſt imminent Dangers; been Strangers to Winter Quarters and other Relaxations from the Duty of the Field, which other Troops enjoyed, and all have a Right to: That they have ſpent their youthful Days, impaired their Health, hurt their Conſtitutions, and in fine been deprived of thoſe Reſources that would have enabled them to have gained a Livelihood: That by cloſe Application, and a ſteady Perſeverance in the punctual Execution of their Duty, ſuch good Order, Regularity and ſtrict Diſcipline (which can alone conſtitute good Troops) have long been maintained in the Regiment, ſo as to have attracted the particular Notice and Approbation of the beſt Judges; acquired a Superiority over all other Provincial Troops, and rendered it univerſally admired by all with whom it did Duty: This Aſſertion is clearly evinced by the general Behaviour of its Officers in the many Actions it has been engaged in, and the ſignal Bravery of ſeveral, whoſe gallant conduct and glorious Deaths redound ſo much to the Honour of this Colony: That the publick Spirits which have ſo long exhibited our Military Affairs in a diſtinguiſhed Light from thoſe of the Neighbouring Provinces, and the ready Attention of this Houſe to redreſs the Grievances of the Memorialiſts, give them Room to hope that, ſtill actuated by the ſame noble Motives, this Houſe
32 will form ſome Eſtabliſhment for their future Support; that the Bleſſings of Peace, which they have been inſtrumental in procuring to many of their Fellow Subjects, they may in ſome Meaſure participate of themſelves: Or, in Caſe the unprecedented Perfidy of the *Cherokees* ſhould protract the War, in that Event ſuch a Proviſion would create the ſtrongeſt Incitement in generous Minds (*viz.* Gratitude) to the utmoſt Exertion of their Abilities, in the Execution of ſuch ulterior Operations as may be judged moſt efficacious for reeſtabliſhing the Tranquility, and ſupporting the Honour, Intereſt and Security, of this Colony; and praying that the Houſe will take the Affair into Conſideration, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *James Barbour*, complaining of an undue Election and Return of Mr *Henry Pendleton* to ſerve as a Burgeſs in this preſent General Aſſembly, for the County of *Culpeper*, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Clement Norman*, praying to be reimburſed the Sum of Five Pounds, paid by him to Doctor *Parker* for attending his Son, who was ſhot, and died in the Service of the Publick.

Alſo a *Petition* of *William Peachey*, late Colonel of the Frontier Battalion in Behalf of himſelf and the Officers lately under his Command, and praying that they may be repaid by the Publick for the additional Expenſes they were at, more than allowed by Law,

Law, in raiſing Recruits for the ſaid Battalion, and marching them through the Country to their Place of Rendezvous.

Alſo a *Petition* of *Chriſtopher Hudſon*, ſetting forth that he was Captain of a Company of Militia on the Frontiers of this Colony, which he was under the Neceſſity of leaving to come to *Williamſburg* for Inſtructions, in which and other publick Services he was detained from his Command a Month, for which Reaſon the Commiſſioners appointed to ſettle the Militia Accounts refuſed to allow him his Pay for that Month; and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Hamilton*, in the County of *Prince William*, praying that that Part of the ſaid Pariſh, lying below the dividing Line of *Prince William* and *Fauquier* Counties, may be added to the Pariſh of *Dettingen*, in order to render their Attendance on divine Service more eaſy and convenient.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Cameron*, ſetting forth that the late Election of Veſtrymen for the ſaid Pariſh was illegal, and praying that the ſame may be diſſolved.

Alſo a *Petition* of ſundry Inhabitants of *Rockfiſh* River, in the County of *Albemarle*, ſetting forth that the Advantages and Benefits they lately enjoyed in ſupplying their Families with Fiſh, which uſed to go up the River in great Abundance, they are now entirely deprived of, by a Mill built thereon by *Allan Howard*, which has ſtopped the Courſe of the Fiſh up the ſaid River; and praying that the ſaid *Howard* may be compelled to cut a Slope in his Mill Dam for the Paſſage of the Fiſh.

Alſo a *Petition* of *Dale Carter* and *Merryman Payne*, Inſpectors of Tobacco at [33]
Daviſ's Warehouſe, in the County of *Lancaſter*, ſetting forth that on the 21st Day of *June* laſt the ſaid Warehouſe was broke open, and 447 Pounds of Tobacco ſtolen out of a Crop Hogſhead of Colonel *William Tayloe's*, which had been inſpected and paſſed, and which they were obliged to make good; and praying that they may be repaid by the Publick, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *John Palmer*, praying to be paid by the Publick for a Horſe and Bridle impreſſed into his Majeſty's Service and loſt, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *William Tawhaw* and others, Part of the Tribe of *Pamunkey Indians*, ſetting forth that an Act of Aſſembly paſſed in *February* 1759 for Veſting certain Lands belonging to the *Pamunkey Indians* in Truſtees, to be leaſed for their Benefit, which the Petitioners repreſent was obtained at the Solicitations of a few only of thoſe *Indians*, without ever conſulting the Petitioners on the Subject; and praying that the ſaid Act may be repealed, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of ſundry Inhabitants of the Pariſh of *Albemarle*, in the County of *Suffex*, complaining of illegal Proceedings of the Veſtry of the ſaid Pariſh, and praying the ſame may be diſſolved.

Alſo a *Petition* of *Elizabeth Burk*, praying to be allowed by the Publick for three Beeves furniſhed by her for the Militia, which the Commiſſioners of her County omitted to certify in their Accounts, were ſeverally preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Edward Hubbard* and *James Gunn*, ſetting forth, that they being appointed Captains in the late Frontier Battalion were with their reſpective Companies detached from the ſaid Battalion to act as Artificers under the Command of General *Stanwix*, in which Service they were employed, and ſuffered great Hardſhips from the 23d of *June* until the 10th of *December* 1759, without receiving any other Satiſfaction than the Ordinary Pay; and praying the Conſideration of the Houſe, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Petition* of *Bolling Starke*, Executor of *Baxter Davis*, deceaſed, praying to be allowed the Value of a Slave lately belonging to the Eſtate of the ſaid Deceaſed, which

which was condemned and executed for Felony, and omitted to be allowed in the laſt publick Levy, was preſented to the Houſe and read, and referred to the Conſideration of the next Seſſion of Aſſembly.

That a *Claim* of *Henry Settle*, for taking up a Deſerter; alſo the ſeveral Claims of *Hillary Bouſhop*, *James Jones*, *Thomas Peobles*, *John Tyas*, *Philip Mallory*, *John Wooten*, *James Finney*, *Samuel Aſhley*, *William Speller* (Aſſignee of *Joſeph Morris*) *John Roberts*, 34 *Thomas Cooper*, *Reubin Straughan*, *John Taylor*, *William Willie*, Clerk, *James Wren*, *James Fawn*, *John Halcombe*, *John Dudley*, *William Cockerham*, *Gerard Ridley*, *James Terry*, *James Bell*, *John Anderſon*, *Abraham Womack*, *Thomas Garner*, *William Farrow*, *Hudſon Brown*, *Philip Carberry*, *Thomas Marſhall* and *George Radford*, for taking up Runaways, were preſented to the Houſe and received, and referred to the Conſideration of the next Seſſion of Aſſembly.

It alſo appears to this Committee, that all ſuch Propoſitions and Claims as were referred from any of the former Seſſions of this Aſſembly, and all ſuch Propoſitions and Claims as were certified to the laſt Seſſion of Aſſembly, ſhould be referred to the Conſideration of the next Seſſion of Aſſembly.

Ordered, That the Petition of *James Barbour*, complaining of an undue Election and Return of Mr *Henry Pendleton* to ſerve as a Burgeſs in this preſent General Aſſembly, mentioned in the ſaid Report, be referred to the Committee of Privileges and Elections. That all publick Claims referred from the ſeveral Seſſions of Aſſembly, in the ſaid Report expreſſed, to the Conſideration of this Seſſion of Aſſembly; alſo the Petition of *Leonard Leechman*, *Abraham Mauray*, *Alexander Sayers*, *Thomas Roy*, *Clement Norman*, *Chriſtopher Hudſon*, *John Palmer*, *Elizabeth Burk*, *Edward Hubbard*, *James Gunn* and *Bolling Starke;* therein ſet forth, be referred to the Committee of Claims; and that the ſeveral Propoſitions therein mentioned, referred to the Conſideration of this Seſſion of Aſſembly, be referred to the Committee of Propoſitions and Grievances.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governour has commanded me to lay before your Houſe the ſeveral Letters from his Excellency Major-General Amherſt *and others, mentioned in his Honour's Speech.*

And the ſaid *Letters* were read, and ordered to lie on the Table.

Several *Petitions* of ſundry Inhabitants of the Pariſh of *Elizabeth River*, in the County of *Norfolk*, complaining of the many Inconveniences they are under by Means of the large Extent of the ſaid Pariſh; and praying that the ſaid Pariſh may be divided.

Alſo a *Petition* from the ſame Place, complaining of illegal Practices in the Veſtry of the ſaid Pariſh; and praying that the ſaid Veſtry may be diſſolved, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Propoſitions and Grievances; that they do examine into the Allegations thereof, and report the ſame, with their Opinion thereon, to the Houſe.

Ordered, That Mr *Dandridge* and Mr *Cary* be added to the Committee of Propoſitions and Grievances.

The *Order* of the Day beng read, for the Houſe to proceed to the Conſideration of the Governour's Speech,

Reſolved, That this Houſe will reſolve itſelf into a Committee on the ſaid Speech.

Ordered, That the ſeveral Letters above mentioned, this Day laid before the Houſe by Command of this Honour the Governour, be referred to the Conſideration of the ſaid Committee.

35 And then the Houſe reſolved itſelf into a Committee on the ſaid Speech and Letters; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Speech and Letters under their Conſideration, and had come to a Reſolution thereon, which he read in his Place, and then delivered

in

in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the Regiment now in the Service of this Colony be recruited to 1000 Men, and further continued.

Mr *Carter* alſo informed the Houſe that the Committee, not having Time to go through the ſaid Speech, had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Speech on *Thurſday* next.

On a *Motion* made,

Reſolved, That an Addreſs be prepared to his Excellency Major-General *Amherſt*, and it is referred to Mr *Attorney* and Mr *Bland* to prepare and bring in the ſame.

And then the Houſe adjourned until Tomorrow Morning Eleven o'Clock.

Wednesday, the 11th of March, 1 Geo. III. 1761.

SEVERAL *Petitions* of ſundry Inhabitants of the County of *Cheſterfield* and *Henrico*, praying that a Ferry may be eſtabliſhed from the land of *William Allen Burton*, in *Cheſterfield*, over *James* River, to the Land of *Thomas Mann Randolph*, Gent. in *Henrico*.

Alſo ſeveral *Petitions* of ſundry Inhabitants of *Raleigh* Pariſh, in *Amelia*, in Oppoſition to a Petition heretofore preſented to this Aſſembly for dividing the ſaid Pariſh, and diſſolving the Veſtry thereof.

Alſo a *Petition* of the Juſtices of *Bedford*, praying that the Court Day of that County may be altered, it being very inconvenient to the Inhabitants at preſent.

Alſo a *Petition* from ſundry Inhabitants of *Prince Edward* County, ſetting forth that they are deprived of the Benefit of the Fiſheries they formerly enjoyed in the upper Part of *Appomattox* River and its Branches, by Means of ſundry Mills lately built thereon; and praying that the Owners of ſuch Mills may be obliged to keep Slopes in their Dams, for the Paſſage of Fiſh; were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Several *Claims* of *David Lamey*, *James Abbot*, *Zachariah Pulliam*, *Charles Colay*, *John Hundley*, *James Lankford*, *Francis Bickley*, *Iſaac Perrin*, *William Harriſon*, *John Claiborne*, *William* and *Griffin Garland*, *John Pennick*, *Joſeph Ward*, *William Greſham* and *Jeremiah Bowles*, for taking up Runaways therein mentioned.

Alſo a *Claim* of *James Parſons* for taking up a Deſerter therein mentioned. 36

Alſo ſundry *Accounts* from divers Perſons of the County of *Bedford*, for Proviſions furniſhed the Militia drawn out into actual Service; were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

Mr *Landon Carter*, from the Committee for Courts of Juſtice, reported that the Committee had, according to Order, examined what Laws have expired ſince the laſt Seſſion of Aſſembly, and inſpected ſuch temporary Laws, as will expire at or ſoon after this Seſſion of Aſſembly, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then Delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Act of Aſſembly made in the 25th Year of the Reign of his late Majeſty, King *George* II entitled, *An Act for continuing and amending the Act, entitled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms*, which will expire at the End of this Seſſion of Aſſembly ought to be further continued with Amendments.

Reſolved, That an Act of Aſſembly made in the 32d Year of his ſaid late Majeſty's Reign, entitled, *An Act for further continuing the Act, entitled, An Act for reducing the ſeveral Acts for making Proviſions againſt Invaſions and Inſurrections into one Act*, which will expire on the 8th Day of *June* next, ought to be further continued.

Ordered, That a Bill or Bills be brought in purſuant to the ſaid Reſolutions, and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

A *Petition* of *John Peter*, Jun. ſetting forth that he was formerly a Soldier of the *Virginia* Regiment, and in *May* 1759 a Detachment, of which he was one, was attacked by a large Body of *French* and *Indians*, when he was wounded and taken Priſoner, and ſent to *Venango*; and, after being carried about through different *French* Forts, was at laſt lodged at *Niagara*, where he was in Captivity when that Place was furrendered to Sir *William Johnſon*, by whom he was diſcharged, and ſent hither: That he has been in moſt of the Engagements that happened ſince he entered into the Service, and when he was taken Priſoner, three Months Pay was due to him; and praying the Conſideration of the Houſe, was preſented to the Houſe, and read.

Ordered, That the ſaid Petition be referred to Mr *Cabell*, Mr *Payne* and Mr *John Smith*; that they examine into the Allegations thereof, and report the fame, with their Opinion thereon, to the Houſe.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration ſeveral Petitions and Propoſitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *Thomas Roy*, praying to be reimburſed the Expences he has been at in building a Wharf for the Use of the Publick at *Roy's* Warehouſes, in the County of *Caroline*, is reaſonable; and that the ſaid *Thomas Roy* ought to be allowed
37 the Sum of £25 for the ſame, to be paid by the Publick.

Reſolved, That the Petition from ſundry Juſtices of the County of *Middleſex*, praying that a new Collection of the ſeveral Acts of Aſſembly paſſed ſince the Revival* of the Laws in 1748, and now in Force, may be provided, be rejected.

Reſolved, That the Petition of ſundry Inhabitants of the Town of *Winchester*, praying that an Act may paſs to prevent Hogs running at large in the ſaid Town, be rejected.

Reſolved, That the Petitions of *Robert Harper*, and ſundry Inhabitants of the County of *Frederick*, praying that an Act may paſs for eſtabliſhing a Ferry from the Land of the ſaid *Harper* over *Potowmack* River to his Land on the oppoſite Side, in the Province of *Maryland*, is reaſonable.

Reſolved, That the Petition of the Clerks of the Counties of *Auguſta*, *Frederick* and *Hampſhire*, praying that their Fees may be enlarged, ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

Reſolved, That the Petition of ſundry Inhabitants of the upper Part of *Brunſwick* County, and lower Part of *Lunenburg* County, on both Sides of *Meherrin* and *Nottoway* Rivers, praying that an Act may paſs to oblige Perſons having Hedges, Stone Stops and Mills, acroſs thoſe Rivers, to make Slaunts therein, ſo as that the Fiſh may paſs up the Rivers, is reaſonable.

Reſolved, That the Memorial of the Officers of the *Virginia* Regiment, praying that Proviſions may be made for their future Support, ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

Reſolved, That the Petition of ſundry Inhabitants on both ſides of the *Fluvanna* River, in the County of *Albemarle*, praying that a Ferry may be eſtabliſhed from the Land of *William Cabell*, on the North Side of the ſaid River, to the South Side, at a Place called *Hughes's Valley*, is reaſonable

Reſolved, That the Petition of ſundry Inhabitants of the County of *Hanover*, praying that the ſaid County may be divided, be rejected.

Ordered, That it be an Inſtruction to the Committee of Claims to make an Allowance to the ſaid *Thomas Roy* in the Book of Claims, purſuant to the firſt Reſolution.

Ordered, That Bills be brought in purſuant to the 4th, 6th and 8th, Reſolutions, and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Thurſday.

* "Revisal" is the word intended.

Thurſday, the 12th of March, 1 Geo. III. 1761.

ORDERED, That Mr *Baylor* be added to the Committees of Privileges and Elections and Propoſitions and Grievances, Mr *Lewis* to the Committee of Propoſitions and Grievances and Trade; Mr *Eppes*, Mr *Fleming*, Mr *Allen*, and Mr *Robinſon*, to the Committee of Propoſitions and Grievances; Mr *Carrington* to the Committee of Claims and Courts of Juſtice, and Mr *Johnſton* to the Committee of Claims. 38

A *Petition* of *John Jones*, ſetting forth that he hath built a Wharf at the publick Warehouſes at *Hampton* for ſhipping off Tobacco, for which there was an Offer of £40 to be paid by the County, and about £20 Subſcription; that after it was finiſhed he applied to the Court for the £40 only, though it coſt him much more than £60, but they have refuſed to pay him; and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of *Elizabeth Buchanan*, praying to be allowed for a Slave who was committed to *Glouceſter* Gaol for a Burglary, but before Trial was burned to Death in the ſaid Goal; were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Petitions be referred to the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to with an Amendment, as follow:

Reſolved, That the Petition of *William Blackwell*, to be paid by the Publick for his Slave, in the ſaid Petition mentioned who being outlawed; and refuſing to ſurrender; was killed, is reaſonable and that he ought to be allowed the Sum of £50 for the ſaid Slave.

Reſolved, That the Petition of *Elizabeth King* is reaſonable, and that ſhe ought to be paid by the Publick the Sum of £70 for the Slave in her Petition mentioned.

Reſolved, That the Petition of *Clement Norman* is reaſonable, and that he ought to be allowed the ſum of £5 to reimburſe him the Expenſe he was at to a Doctor for attending his Son, the Publick having already paid the Sum of £6 to two other Doctors for the like Service.

Reſolved, That the Petition of *Roger Wigginton*, to be paid for a Gun impreſſed in his Majeſty's Service, is reaſonable; and that he ought to be allowed the Sum of £4 for the ſaid Gun.

Reſolved, That the Petition of *Bolling Starke*, Executor &c of *Baxter Davis*, deceaſed, to be allowed for a Slave belonging to the ſaid *Daviſ's* Eſtate who was condemned and executed for Felony, but not paid for at the laſt Levy, the Certificate of his Condemnation being miſlaid, is reaſonable; and that he ought to be paid the Sum of £80, for the Slave in his Petition mentioned.

Reſolved, That the Petition of *Edward Hubbard* and *James Gunn* he rejected.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of the Inſpectors at *Royſton's* Warehouſe in *Spotſylvania*, praying that their Salaries may be increaſed, be rejected. 39

Reſolved, That the Petition of ſundry Inhabitants of the County of *Accomack*, and others trading there, praying that the Time now by Law directed for receiving and inſpecting

inſpecting Tobacco may be ſhortened, and that Inſpectors may be obliged to make Tranſfer Hogſheads of Tobacco weighing 1000 lb. neat, be rejected.

Reſolved, That the Petition of ſundry Inhabitants of the County of *Prince Edward*, praying that the Owners of Mills, Hedges and Stone Stops, on the River *Appomattox* and its Branches, may be obliged to leave Slopes in the ſame for the Paſſage of Fiſh, is reaſonable.

Reſolved, That the Petition of ſundry Inhabitants of the *Northern Neck*, praying that the Duty on Slaves of Twenty per Cent. may be reduced to Five per Cent. be rejected.

Reſolved, That the Petition of the Juſtices of *Bedford* County, praying that the Court Day of that County may be altered from the 4th *Monday* to the 4th *Tueſday* in every Month, is reaſonable.

Ordered, That a Bill or Bills be brought in purſuant to the laſt Reſolution, and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame; and that it be an Inſtruction to the ſame Committee, to whom it is referred to bring in a Bill for obliging the Owners of Mills, Hedges and Stone Stops, in *Nottoway* and *Meherrin* Rivers, to have Openings therein for the Paſſage of Fiſh, to receive a Clauſe or Clauſes purſuant to the third Reſolution.

Mr *Attorney* reported that the Committee appointed had, according to Order, drawn up an Addreſs to his Excellency Major-General *Amherſt*, purſuant to the Reſolution of the Houſe on *Tueſday* laſt; and he read the ſame in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the Houſe.

Ordered, That the ſaid Addreſs be fairly tranſcribed,and ſigned by the Speaker; and that the Committee who prepared the ſame wait on his Honour the Governour, and deſire that he will be pleaſed to tranſmit the ſame to his Excellency by Expreſs.

Mr *Cabell* reported that the Perſons to whom the Petition of *John Peter* was referred had had the ſame under their Conſideration, and had agreed on a Report, and come to a Reſolution thereon; which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, with an Amendment, as follows:

It appeared to your *Commitee* that the ſaid *John Peter* was a Soldier in the *Virginia* Regiment, and in the Engagement under Capt. *Thomas Bullett* behaved bravely; but, receiving a wound in the Thigh, he was taken Priſoner by the *French*, and ſuffered great Hardſhips during his Captivity.

Reſolved, That the ſaid *John Peter* ought to be paid the Sum of £15 by the Publick.

Ordered, That it be an Inſtruction to the Committee of Claims to make an Allowance to the ſaid *John Peter*, purſuant to the ſaid Reſolution.

A Petition of *Thomas Mann Randolph*, ſetting forth that he is poſſeſſed of a Tract of Land on *James* River, in *Henrico* County, called *Farrar's* Iſland; and alſo of a Lot of Land in the Town lately laid off on the late Glebe of *Dale* Pariſh, in *Cheſterfield;* and that, ſuppoſing it will be neceſſary that a Ferry ſhould be eſtabliſhed from that Town over the River, the Petitioner will be put to the great Inconvenience of having a Road through a very valuable Part of his Eſtate; and praying that, if ſuch a Ferry ſhould be eſtabliſhed, he may have the Benefit thereof, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinion thereon, to the Houſe.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee, to take into their further conſideration the Governour's Speech:

Reſolved, That this Houſe will again reſolve itſelf into the ſaid Committee on *Monday* next.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Friday.

Friday, the 13th of March, 1 Geo. III. 1761.

SEVERAL *Claims* of *Joſeph Row*, *William Sanderſon*, *Tandy Diſe*, *Robert Brooking* and *George Penticoaſte*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

A *Petition* of ſundry Inhabitants of the County of *Cumberland*, ſetting forth the Inconveniences they labour under in the preſent prevailing Practices of Inſpectors of Tobacco at the Warehouſes at or near the Falls of *James* River; complaining of their iniquitous Methods of hiring People, at the Proprietors Expence, to uncaſe Tobacco for their View, and refuſing to inſpect Tobacco until it is ſo prepared for them; of the illegal and oppreſſive Behaviour of Perſons called Pickers attending thoſe Warehouſes, and alſo of the ſcanty Room allowed for the Reception of Tobacco at moſt of the ſaid Warehouſes; and praying that theſe Evils may be prevented by an Act to reſtrain the Pickers to a certain limited Number, to be nominated by the County Courts; that the Proprietors of Warehouſes, or the County Courts, may be obliged to allot more Room for the Reception of Tobacco, and that the Inſpectors may be obliged to keep Books in which they ſhall enter the Mark, Number and Proprietor's Name, of every Hogſhead of Tobacco delivered to them for Inſpection, and give a Receipt for the ſame, if demanded.

Alſo a *Petition* of ſundry other Inhabitants of the ſaid County of *Cumberland*, and others who carry their Tobacco to the Warehouſes near the Falls of *James* River, to the ſame Purpoſe.

Alſo ſeveral *Petitions* of the reſpective Inſpectors at *John Bolling's*, *Rocky Ridge* 41
and *Oſborne's*, Warehouſes in *Cheſterfield*, and at *Bolling's Point* in *Dinwiddie*, ſetting forth that the Quantity of Tobacco brought to their Reſpective Warehouſes is of late Years greatly increaſed, and their Trouble of Courſe increaſed; and praying that their Salaries may be increaſed, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, reſpectively, and report the ſame, with their Opinions thereon, to the Houſe.

Mr *Pendleton* preſented to the Houſe, according to Order, a Bill To empower the Executors of the Will of *Gawin Corbin*, Gent. deceaſed, to ſell certain entailed Lands and Slaves, for the Payment of his Debts, and for ſettling other Lands of greater Value to the ſame Uſes; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To continue and amend the Act paſſed in the 19th Year of the Reign of his late Majeſty King *George* II. entitled, *An Act for the better regulating and collecting certain Officers Fees, and other Purpoſes therein mentioned;* and it is refered to Mr *Bland* and Mr *Pendleton* to prepare and bring in the ſame.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions to them referred, and had come to ſeveral Reſolutions thereon; which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee that the ſeveral Petitions of *William Allen Burton*, and ſundry Inhabitants of the Counties of *Cheſterfield* and *Henrico*, praying that a Ferry may be eſtabliſhed from a Lot belonging to the ſaid *Burton*, in a Town lately laid out in the ſaid County of *Cheſterfield*, over *James* River, to the Land of *Thomas Mann Randolph*, Gent. in the ſaid County of *Henrico*, be rejected.

Reſolved, That it is the Opinion of this Committee that the Petition of the ſaid *Thomas Mann Randolph*, praying that a Ferry may be eſtabliſhed from a Lot belonging to him, in the Town above mentioned, over *James* River, to his Land called *Farrar's* Iſland, in the ſaid County of *Henrico*, is reaſonable.

The *firſt* Reſolution, being read a ſecond Time, was agreed to by the Houſe.

The

The *fecond* Refolution, being alfo again read, was difagreed to by the Houfe.

Refolved, That the Petition of the faid *Thomas Mann Randolph* be rejected.

Mr *Attorney* reported that the Committee appointed had, according to Order, waited on the Governour with the Addrefs of this Houfe, to defire his Honour to tranfmit their Addrefs to his Excellency Major-General *Amherft;* to which his Honour was pleafed to anfwer, that he would immediately fend it by Expref.

42 *Ordered*, That Mr *Gaines* and Mr *Claiborne* be added to the Committee for Courts of Juftice.

And then the Houfe adjourned until Tomorrow Morning Eleven o'Clock.

Saturday, the 14th of March, 1 Geo. III. 1761.

MR. *Charles Carter*, from the Committee of Propofitions and Grievances, prefented to the Houfe, according to Order, a Bill For altering the Court Day of the County of *Bedford*.

Alfo a *Bill* For further continuing an Act, entitled, *An Act for reducing the feveral Acts for making Provifion againft Invafions and Infurrections into one Act.*

And the faid *Bills* were feverally read the firft Time, and ordered to be read a fecond Time.

Several *Claims* of fundry Inhabitants of the County of *Auguſta*, and of *Robert Hafty* and *James Wimbifh*, for Provifions and other Neceffaries furnifhed the Troops in the Service of this Colony.

Alfo a *Claim* of *Francis Tomkies* for taking up a Runaway therein mentioned, were feverally prefented to the Houfe and received, and referred to the Confideration of the Committee of Claims.

Ordered, That Mr *Clack* be added to the Committee of Claims; Mr *Wormeley* to the Committees of Privileges and Elections and Propofitions and Grievances; Mr *Henry Lee*, Mr *Braxton* and Mr *James Taylor*, to the Committee of Propofitions and Grievances.

Mr *Bland*, from the Committee appointed, prefented to the Houfe, according to Order, a Bill To continue and amend an Act, entitled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purpofes therein mentioned;* and the fame was read the firft Time, and order to be read a fecond Time.

A *Petition* of fundry Inhabitants of the Parifh of *Dettingen*, in Oppofition to a Petition from the Inhabitants of the Parifh of *Hamilton*, in the fame County, praying that Part of their Parifh may be added to the faid Parifh of *Dettingen*.

Alfo a *Petition* of fundry Proprietors of Lands contiguous to the Town of *Dumfries*, in *Prince William*, praying that the faid Town may be enlarged, by taking in about 50 Acres of their Lands, were feverally prefented to the Houfe and read.

Ordered, That the faid Petitions be referred to the Committee of Propofitions and Grievances; that they examine into the Allegations thereof, and report the fame, with their Opinions thereon, to the Houfe.

A *Petition* of *John Goff*, praying to be allowed for a Mare taken from him by the *Cherokee Indians*, in their March through the County of *Albemarle*, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to the Committee of Claims; that they examine into the Allegations thereof, and report the fame, with their Opinion thereon, to the Houfe.

43 Mr *Charles Carter*, from the Committee of Propofitions and Grievances, reported that the Committee had had under their Confideration divers Propofitions and Petitions from feveral Counties to them referred, and had come to feveral Refolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe, as follow:

Refolved, That the Petition of the Veftry of the Parifh of *Frederickfville*, in the County of *Louifa*, praying that the faid Parifh may be divided, by extending the Line that

that divides the ſaid Pariſh from that Part of *St Anne's* Pariſh which lies on the north Side of the *Rivanna*, and continuing the ſame to the Line of *Orange* County; and that all that Part of the ſaid Pariſh of *Frederickſville* which lies above the ſaid Line may be erected into a New Pariſh, is reaſonable.

Reſolved, That the Petition of ſundry Inhabitants of the Town of *Onancock*, in the County of *Accomack*, praying that an Act may paſs for laying out the ſaid Town anew, in order to prevent Diſputes that may ariſe between Perſons who are deſirous of entering for Lots in the ſaid Town, and thoſe who have formerly ſaved any Lots there by Buildings now gone to Deſtruction, be rejected.

Ordered, That it be an Inſtruction to the ſaid Committee to bring in a Bill, or Bills, purſuant to the firſt Reſolution.

And then the Houſe adjourned until Monday Morning Eleven o'Clock.

Monday, the 16th of March, 1 Geo. III. 1761.

A *Bill* To empower the Executors of the Will of *Gawin Corbin*, Gent. deceaſed, to ſell certain entailed Lands and Slaves for the Payment of his Debts, and for ſettling other Lands of greater Value to the ſame Uſes, was read a ſecond Time, and committed to Mr *Pendleton*, Mr *Baylor*, and the Members for *Lancaſter*.

A *Petition* of *Archibald Cary*, ſetting forth that he is ſeized of 306 Acres of Land in *Cheſterfield*, in Fee Taille, and is alſo ſeized of a Tract of Land called *Buckingham* in *Albemarle* in Fee Simple, and that it will be to the Advantage of him and his Family to dock the Entail of the Land in *Cheſterfield*, and veſt the ſame in him in Fee Simple, and ſettle in Lieu thereof Part of the ſaid Land in *Albemarle*, being of greater Value, to the ſame Uſes, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Wythe* to prepare and bring in the ſame.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *Ephraim Vaux*, to be paid for the Timber made Uſe of in building a Fort on his Land, is reaſonable; and that he ought to be allowed for the ſame the Sum of £25.

Reſolved, That the Petition of *Elizabeth Buchanan*, to be allowed for a Slave committed for a Burglary and burned to Death in Goal before his Trial, is reaſonable; and that ſhe ought to be paid the Sum of £80 for the ſaid Slave. 44

Reſolved, That the Petitions of *Benjamin Cage* and *Leonard Leachman*, to be paid for their Service in the Militia of the County of *Prince William*, the Account of which was omitted in the Commanding Officer's Return to a former Aſſembly, is reaſonable; and that the ſaid *Benjamin Cage* ought to be allowed the Sum of £5. 8s. and the ſaid *Leonard Leachman* the Sum £4. 17s. for their ſaid Service.

Reſolved, That the Petition of *Alexander Sayers*, to be paid for the Service of himſelf and Company, in the Militia of the County of *Auguſta*, is reaſonable; and that he ought to be allowed the Sum of £380. 8s according to the Account ſtated and ſettled by Commiſſioners appointed by Act of Aſſembly for that Purpoſe.

Reſolved, That the Petition of *Elizabeth Burk*, to be allowed for Proviſions furniſhed the Militia of the County of *Albemarle*, is reaſonable; and ſhe ought to be paid the Sum of £3. 12. 4 for the ſaid Proviſions.

A *Petition* of ſundry Conſtables of the County of *King William*, praying to be allowed ſome Reward for conveying Runaways from Place to Place, which they are by Law obliged to perform, and for which no Fee or Allowance is provided.

Alſo

Alſo a *Petition* of *George Brooke* and *William Frazier*, praying that a Ferry may be eſtabliſhed from the ſaid *Brookeſ's* Land, in *King* and *Queen*, over *Matapony*, to the ſaid *Frazier's* in *King William*.

Alſo a *Petition* of the Inſpectors at *Blandford*, praying that their Salaries may be increaſed, as the Quantity of Tobacco inſpected there is of late greatly increaſed, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof ſeverally, and report the ſame, with their Opinions thereon, to the Houſe.

A *Bill* For altering the Court Day of the County of *Bedford* was read a ſecond Time, and committed to Mr *Edmunds*, and Mr *David Maſon*.

A *Petition* of ſundry Inhabitants of the County of *Suſſex*, ſetting forth that the Court Day of that County as by Law eſtabliſhed is very inconvenient, as it interferes with *Southampton* Court, and alſo is ſo late in the Week that the Court cannot go through their Buſineſs without adjourning to *Monday;* and praying that the ſaid Court Day may be altered, was preſented to the Houſe and read.

Ordered, That it be an Inſtruction to the Committee to whom the Bill For altering the Court Day of *Bedford* County is committed, that they receive a Clauſe or Clauſes purſuant to the Prayer of the ſaid Petition.

A *Claim* of *Robert Johnſton*, for taking up a Runaway therein mentioned.

Alſo an *Account* of *David Bell*, for enliſting and victualling ſundry Soldiers which afterwards deſerted.

Alſo an *Account* of *Randolph Deprieſt*, for Proviſions furniſhed a Number of *Catawba Indians*, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

A *Bill* For further continuing an Act, entitled, *An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſion and Inſurrections into one Act*, was read a ſecond Time.

Ordered. That the ſaid Bill be engroſſed, and read a third Time.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To eſtabliſh a Town lately laid off on the Glebe Land of *Dale* Pariſh, in the County of *Cheſterfield*, and for appropriating Part of the ſaid Land for publick Landings, and it is referred to Mr *Cary* and Mr *Eppes* to prepare and bring in the ſame.

A *Bill* To continue and amend an Act, entitled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, was read a ſecond Time, and committed to the Committee of Propoſitions and Grievances.

Ordered, That Mr *Peyton* and Mr *Gaines* be added to the Committee of Claims; Mr *Whiting* and Mr *Lemuel Riddick* to the Committees of Propoſitions and Grievances, Privileges and Elections, and Trade; Mr *Claiborne* to the Committee of Propoſitions and Grievances; Mr *Jones* to the Committees for Courts of Juſtice and Claims; Mr *Francis Lightfoot Lee* to the Committee of Propoſitions and Grievances; Mr *Parramore*, Mr *Howard* and Mr *Web*, to the Committee of Claims.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee, to take into their further Conſideration the Governour's Speech.

Reſolved, That this Houſe will again reſolve itſelf into the ſaid Committee Tomorrow.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Tuesday, the 17th of March, 1 Geo. III. 1761.

A *Petition* of *William Harris*, praying to be allowed for a Slave, who, being run away, and having committed ſeveral Felonies, was outlawed, and ſhot in attempting to break open a Houſe.

Alſo a *Petition* of *Thomas Green*, praying to be allowed for two Horſes impreſſed into his Majeſty's Service, one of which was killed, and the other never returned to him, were ſeverally preſented to the Houſe and read.

Ordered,

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

A *Petition* of ſundry Inhabitants of the Counties of *James City* and *Charles City*, praying that the Warehouſe for the Inſpection of Tobacco at *Hog Neck* may be diſcontinued, being very inconvenient to Navigation; and that new Warehouſes in the Stead thereof may be eſtabliſhed at *Barrett's* Ferry, on the Mouth of *Chickahominy* River.

Alſo a *Petition* of ſundry Inhabitants of the Pariſh of *Raleigh* in the County of *Amelia*, complaining of illegal and oppreſſive Proceedings in the Veſtry of the ſaid Pariſh, in ordering a greater Number of Churches to be built therein than was neceſſary; 46
and praying that a late Order of the ſaid Veſtry, for building four Churches in the ſaid Pariſh, may be made void, and a former Order for building two only may be carried into Execution.

Alſo a *Petition* of *William Dunn* and *John Reynolds*, Inſpectors at *Hobb's Hole*, in the County of *Eſſex*, praying that their Salaries may be increaſed, in Conſideration of the great increaſe of their Buſineſs, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

A *Petition* of ſundry Inhabitants of the Counties of *King William*, *Hanover*, *Caroline* and *King* and *Queen*, ſetting forth that they are deprived of the providential Proviſion of Fiſh in the Rivers *Pamunkey* and *Matapony*, by the Prohibition they are under from ſetting Wires in thoſe Rivers for catching Fiſh; and praying that an Act may paſs to permit them to ſet ſuch Wires in the fiſhing Seaſons above *Page's* Warehouſe, on *Pamunkey*, and *Todd's* on *Matapony*, was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in, purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Gaines*, Mr *Robinſon*, Mr *Braxton* and Mr *Dandridge*, to prepare and bring in the ſame.

The Houſe, according to Order, reſolved itſelf into a Committee, to take into their further Conſideration the Governour's Speech; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Speech under their further Conſideration, and gone through the ſame, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Regiment in the Service of this Colony be further continued until the 1st Day of *December* next.

Reſolved, That the Sum of £25,000 be paid by the Treaſurer, out of the Money in his Hands ariſing by Bills of Exchange drawn on *James Abercrombie*, Eſq; for the recruiting, Pay and Subſiſtence, of the ſaid Regiment until the ſaid 1st Day of *December* next.

Ordered, That a Bill or Bills be brought in, purſuant to the ſaid Reſolutions, and alſo to the Reſolution of the Committee agreed to by the Houſe on *Tueſday* laſt; and it is referred to Mr *Charles Carter*, Mr *Attorney*, Mr *Landon Carter*, Mr *Pendleton* and Mr *Richard Henry Lee*, to prepare and bring in the ſame.

On a *Motion* made,

Ordered, That the Committee of Propoſitions and Grievances be diſcharged from preparing Amendments to the Act *For amending the Staple of Tobacco, and preventing Frauds in His Majeſty's Cuſtoms;* and that they prepare and bring in a Bill for continuing the ſaid Act.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, 47
where they were again twice read, and are as follow:

Resolved,

Reſolved, That it is the Opinion of this Committee that the Petition of Mr *Peachey*, in Behalf of himſelf and the Officers late of the Frontier Battalion, to be allowed a Satiſfaction for maintaining the Recruits by them enliſted in the Service, over and above what is now ſettled by Law, be rejected.

Reſolved, That it is the Opinion of this Committee that the Petition of *John Goff*, to be paid for a Mare taken and carried away by the *Catawba Indians*, is reaſonable; and that he ought to be allowed the Sum of £10 for the ſaid Mare.

Reſolved, That it is the Opinion of this Committee that the Petition of *John Jones*, to be paid for building a Wharf at *Hampton*, in the County of *Elizabeth City*, for the Warehouſe eſtabliſhed there, is reaſonable, and that he ought to be allowed the Sum of £40 by the Publick for building the ſaid Wharf.

On Conſideration of the *Petition* of the Inſpectors at *Davif's* Warehouſe, in the County of *Lancaſter*, it appears to your Committee that the ſaid Warehouſe was well ſecured by the ſaid Inſpectors, one of the Doors being locked and the other Bolted on the Inſide, and the Bolt faſtened with a Nail; that the Door which was bolted was broke open in the Night, and the Tobacco mentioned in the Petition ſtolen out of the ſaid Warehouſe.

Reſolved, That it is the Opinion of this Committee that the ſaid Petition be rejected.

The *three* firſt Reſolutions being read a ſecond Time, and the Queſtions ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

The *laſt* Reſolution being alſo read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

Ordered, That the Petition of the Inſpectors therein mentioned be re-committed to the ſaid Committee, and that it be an Inſtruction to the ſaid Committee to value the Tobacco mentioned in the ſaid Petition in Money, and report the ſame to the Houſe.

Ordered, That it be an Inſtruction to the ſaid Committee to make Allowances in the Book of Claims, purſuant to the ſecond and third Reſolutions.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Petitions and Propoſitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Reſolved, That it is the Opinion of this Committee that the Petition of *Stephen Pankey* and *Olive Branch*, Inſpectors at the Warehouſes at *Rocky Ridge*, in the County of *Cheſterfield*, praying to be allowed an additional Reward, over and above their Salaries, in Conſideration of the Increaſe of their Buſineſs for the laſt Year, is reaſonable; and that each of the ſaid Inſpectors ought to be allowed the further Sum of £10 for their ſaid Services.

48 *Reſolved*, That it is the Opinion of this Committee that the Petition of *William Moſeley* and *William Baſs*, Inſpectors at *Oſborne's*, in the County of *Cheſterfield*, praying to be allowed an additional Reward over and above their Salaries, in Conſideration of of the Increaſe of their Buſineſs for the laſt Year, is reaſonable; and that each of the ſaid Inſpectors ought to be allowed the further Sum of £5, for their ſaid Services.

Reſolved, That it is the Opinion of this Committee that the Petition of *John Dabney* and *David Smith*, Inſpectors at *Bolling's Point* Warehouſes, in the County of *Dinwiddie*, praying to be allowed an additional Reward, over and above their Salaries, in Conſideration of the Increaſe of their Buſineſs for the laſt Year, is reaſonable; and that each of the ſaid Inſpectors ought to be allowed the further Sum of £15, for their ſaid Services.

Reſolved, That it is the Opinion of this Committee that the Petition of *John Lewis* and *William Brown*, Inſpectors at *Blandford* Warehouſe, in the County of *Prince George*, praying to be allowed an additional Reward beſides their Salaries, in Conſideration of the Increaſe of their Buſineſs for the two laſt Years, is reaſonable; and that each of the ſaid Inſpectors ought to be allowed the further Sum of £20, for their ſaid Services.

The

The *two* firſt Reſolutions being read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative,

The *two* last Reſolutions being alſo read a ſecond Time, and the Queſtion ſeverally put that the Houſe agree thereto,

It passed in the Negative.

Ordered, That the Petitions mentioned in the ſaid two laſt Reſolutions be recommitted to the ſaid Committee.

And then the Houſe adjourned until Tomorrow Morning Eleven o'Clock.

Wednesday, the 18th of March, 1 Geo. III. 1761.

MR. *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *Thomas Green*, to be paid for a Horſe and Mare impreſſed in the Service and loſt, is reaſonable; and that he ought to be allowed the Sum of £25 for the ſaid Horſe and Mare.

Reſolved, That the Petition of *Chriſtopher Hudſon*, to be allowed for a Month's Pay as a Captain of the Militia on the Frontiers of this Colony while abſent from his Garriſon, is reaſonable; and that he ought to be paid the Sum of £9. 6 for his ſaid Service, it appearing that he came down to his Honour the Governour for Inſtructions.

Reſolved, That the Petition of *William Harris*, to be allowed for a Slave who was outlawed and ſhot, is reaſonable; and that he ought to be paid the Sum of £100 for the ſaid Slave.

On Conſideration of the Petition of *Abraham Murray*, it appears to your Committee 49
that the ſaid *Murray* had contracted with his Honour the Governour to ſupply all the Forces ſtationed in the Counties of *Bedford* and *Halifax*, with Proviſions, which he laid in according to the ſaid Contract; that the Militia ſtationed at the ſeveral Forts in the ſaid Counties were diſbanded, and the Forts ordered to be garriſoned by the Rangers under the Command of Major *Lewis;* that between the diſbanding of the ſaid Militia and the Rangers garriſoning the ſaid Forts a conſiderable Quantity of Proviſions, to the Amount of £72. 1. 0, was ſtolen and embezzled.

Reſolved, That the ſaid *Abraham Murray* ought to be paid for the ſaid Proviſions by the Publick.

Ordered, That it be an Inſtruction to the Committee of Claims to make Allowances in the Book of Claims, purſuant to the firſt and third Reſolutions.

A *Petition* of *Abel Farrar*, ſetting forth that as a Lieutenant in the Forces raiſed laſt Year he enliſted 21 Men, three of which were rejected by the Commanding Officer when he carried them to the general Rendezvous, one on account of his Indiſpoſition, which he had contracted in the March; that the other two were found healthy young Men: That he had paid theſe Recruits £20, in part of their Bounty Money, which he has no Proſpect of ever recovering, and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of *David Richardſon* and *John Dabney*, Inſpectors at *Page's* in *Hanover*, praying to be allowed for two Hogſheads of Tobacco ſtolen out of the ſaid Warehouſe, for one which they have been ſince obliged to pay the Proprietor £12. 12. 6, and for the other £29. 8. 0.

Alſo a *Petition* of *Nathanial Talley*, an Inſpector of *Crutchfield's*, praying to be allowed for two Hogſheads of Tobacco ſtolen out of the ſaid Warehouſe, for one of which the Proprietor recovered againſt him £10. 4. 7, with 15s. and 1315 lb. of Tobacco, Coſts of Suit; and for the other the Proprietors recovered £11. 17. 6 and 15s. and 794 lbs. of

of Tobacco, Coſts of Suit; which he has ſince been alone obliged to pay, his Fellow Inſpector dying after the Tobacco was ſtolen, but before the above Judgments were obtained; were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Ordered, That Mr *Read* be added to the Committee of Claims.

A *Petition* of *Burwell Baſſet*, Gent. praying to be allowed for a Wharf built by him at the publick Warehouſe at the Brick Houſe, purſuant to an Order of *New Kent* County Court, for which he has not received any Satiffaction, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Mr *Harriſon*, from the Committee of Trade, reported that the Committee had had under their Conſideration a Petition of ſundry of the Traders and Inhabitants of this Colony, complaining of the pernicious Trade carried on by Pedlars in the frontier Counties of this Colony, and praying that an Act may paſs to ſuppreſs them.

50 *Alſo* a *Petition* of ſundry Merchants and Traders, in the County of *Prince William*, to the ſame Purpoſe; and had come to a Reſolution thereon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe as follows:

Reſolved, That the ſaid Petitions be rejected.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony, and it is referred to Mr *Pendleton* and Mr *Bowler Cocke* to prepare and bring in the ſame.

Mr *Gaines*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To amend an Act, entitled, *An Act for clearing of Rivers and Creeks;* and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms; and the ſame was read the firſt Time, and ordered to be read a ſecond Time on *Tueſday* next.

Ordered, That there be a Call of the Houſe on *Tuesday* next.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Thurſday, the 19th of March, 1 Geo. III. 1761.

A *Petition* of *John Graham*, Clerk of *Prince William*, praying that the Deduction now made by Law of 20 per Cent. from the Tobacco Fees of the Officers of that County may be reduced.

Alſo a *Petition* of ſundry Inhabitants of *Prince William*, in Behalf of themſelves and alſo of the Inhabitants of the Town of *Dumfries*, and of the Counties of *Fauquier* and *Loudoun*, ſetting forth the Quantity of Tobacco is of late greatly increaſed at *Quantico* Warehouſe, which is not ſufficient to receive the Tobacco brought to it: That there is a new Road opened from the back Inhabitants to *Murray's* Landing on *Quantico*, which is more dry and convenient than the Road leading to the preſent Warehouſe; and praying that new Warehouſes may be erected on the Lands of *Bertrand Ewell* and *John Murray*, on the ſaid Creek; were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof reſpectively, and report the ſame, with their Opinions thereon, to the Houſe.

On

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To amend an Act made in the 22d Year of the Reign of his late Majefty, entitled, *An Act for preventing Frauds in the Cuftoms and in clearing of Ships, for afcertaining Collectors and Navel Officers Fees, and to prohibit and prevent the caſting Ballaſt or dead Bodies into Rivers or Creeks.*

Alſo one other *Act* made in the 22d year of his ſaid late Majefty's Reign, entitled, 51
An Act concerning Seamen; and it is referred to the Committee of Trade to prepare and bring in the ſame.

A *Bill* To amend an Act, entitled, *An Act for clearing of Rivers and Creeks*, was read a ſecond Time, and committed to Mr *Gaines*, Mr *Wythe*, Mr *Robinſon*, Mr *Braxton* and Mr *Dandridge*.

A *Petition* of ſundry Perſons, complaining of the frequent Violations of an Act of Aſſembly for clearing *Pamunkey* River, by Perſons ſetting up Hedges, Traps and Stops therein, for catching Fiſh; and praying that ſome Method may be fallen on to prevent ſuch Practices for the future, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee laſt above mentioned; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, to whom the Bill To continue and amend an Act, entitled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, was committed, reported that the Committee had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe, with an Amendment.

Ordered, That the ſaid Bill with the Amendments as amended be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For recruiting and further continuing the Regiment in the Service of this Colony; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill For fitting out an armed Veſſel for the Protection of the Trade of this Colony, and it is referred to the Committee of Trade to prepare and bring in the ſame.

Mr *Wythe* preſented to the Houſe, according to Order, a Bill To dock the Entail of certain Lands whereof *Archibald Cary*, Eſq; is ſeized as Tenant in Fee Taille, and to ſettle other Lands of greater Value in Lieu thereof to the ſame Uſes; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition of Francis Kirtly*, ſetting forth that the Committee appointed by this Houſe in *September* 1758 allowed him for a Quantity of Proviſions he had purchaſed for the Uſe of a Company of Militia ſtationed in *Auguſta*, for which they gave him a Certificate; which being ſince loſt, they have refuſed to give him another, leſt ſuch a Practice might ſubject the Publick to Impoſitions, and praying the Conſideration of this Houſe therein.

Alſo a *Petition* of the Juſtices of *York* County, ſetting forth that the Rents of the Warehouſes at *York* are not ſufficient to reimburſe them for building the ſaid Warehouſes and keeping them in Repair; and alſo that they have lately built a Wharf at the ſaid Warehouſe, and praying the Conſideration of the Houſe.

Alſo a *Petition* of *John Smith*, praying that an Allowance may be made to a Ser- 52
geant and two Privates of a Company of Militia, under his Command in the Years 1755 and 1756, whoſe Names were omitted to be entered in the Muſter Roll laid before a Committee of this Houſe at a former Seſſion; were ſeverally preſented to the Houſe and read.

Ordered,

Ordered, That the ſaid Petitions be referred to the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

A *Claim* of *John Fergufon*, for taking up a Runaway therein mentioned, was preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To continue and amend an Act, entitled, *An Act for reducing the ſeveral Acts made for laying a Duty on Liquors into one Act;* and it is referred to the Committee of Trade to prepare and bring in the ſame.

Ordered, That Mr *Wager* be added to the Committee of Trade.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill For veſting certain Lands in *Philip Johnſon*, Gent, and adding the ſame to the City of *Williamſburg;* and it is referred to Mr *Waller* to prepare and bring in the ſame.

A *Petition* of *Carter Henry Harriſon*, ſetting forth that he is ſeized in Fee Taille, under the Will of *Robert Carter*, Eſq; deceaſed, of 1700 Acres of Land, commonly called *Scotland Neck*, in *Surry*; and that it would be greatly to his Advantage to diſpoſe of the ſaid Lands, and lay out the Money ariſing from the Sale thereof in other Lands, to be ſettled to the ſame Uſes; and that for this Purpoſe he has agreed with Mr *John Cocke* to ſell him the ſaid Lands for £1000, the full Value thereof, provided an Act of Aſſembly can be obtained to dock the ſaid Entail, and that the Heir in Reverſion is conſenting to the ſame; and praying that an Act may paſs for this Purpoſe, was preſented to the Houſe and read.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Attorney* to prepare and bring in the ſame.

A *Motion* being made, and the Queſtion put that Leave be given to bring in a Bill For encouraging Perſons to tranſport Timber from the Heads of the Rivers of this Colony down to Navigation.

It paſſed in the Negative.

And then the Houſe adjourned to One o'Clock Tomorrow Afternoon.

Good Friday, the 20th of March, 1 Geo. III. 1761. P. M.

ON a *Motion* made,

Ordered, That Leave be given to bring in a Bill To empower the Veſtry of the Pariſh of *Antrim*, in the County of *Halifax*, to ſell their Glebe in the ſaid Pariſh, and to apply the Purchaſe Money towards buying another Glebe more convenient; and it is referred to Mr *Terry* to prepare and bring in the ſame.

53 Mr *Edmunds* reported that the Committee to whom the Bill For altering the Court Day of the County of *Bedford* was Committed had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the ſaid Bill with the Amendments be engroſſed, and read a third Time.

Several *Claims* of *William Thompſon*, *William Talley* and *John Bayley*, for taking up Runaways therein mentioned, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

A *Petition* of *Mary Ingles*, ſetting forth that in the Year 1756 ſhe was with her Huſband in Fort *Vaux* in *Auguſta*, when he was killed and ſhe carried into Captivity by the *Indians*, amongſt whom ſhe was barbarouſly treated; and on her Return into the Colony, ſhe found her Houſe and her whole Effects burned, and was thereby reduced to the utmoſt Diſtreſs, ſince which ſhe has been ſupported entirely by the charitable Contributions

Contributions of the Well diſpoſed; and praying Relief of the Houſe, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

An engroſſed *Bill*, entitled, *An Act for further continuing an Act, entitled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act*, was read the third Time, and a Blank therein filled up.

Reſolved, that the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council, for their Concurrence.

A *Petition* of the Inſpectors at *Page's* Warehouſe, in *Hanover*, praying to be allowed for a Hogſhead of Tobacco weighing 1200 lb. neat, which in *Auguſt* laſt they inſpected for the Hon. *William Nelſon*, Eſq; and which they conclude was ſtolen, as it was not ſhipped from thence, and there is not another left in Lieu of it; was preſented to the Houſe and read, and the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Mr *Waller* preſented to the Houſe, according to Order, a Bill For veſting certain Lands therein mentioned in *Philip Johnſon*, Gent. adding the ſame to the City of *Williamſburg*, and for other Purpoſes therein mentioned; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

An engroſſed *Bill*, entitled, *An Act to continue and amend an Act, entitled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of ſundry Inhabitants of the County of *Auguſta*, in Oppoſition to a Petition of the Clerks and other Officers of the ſaid County of *Augusta*, and of the Counties of *Frederick* and *Hampſhire*, praying that they may be at Liberty to receive their Tobacco Fees in like Manner as other the like Officers in this Colony, be rejected.

Reſolved, That the Petition of *William Tawhaw* and others, Part of the Tribe of *Pamunkey Indians*, praying that the Act of Aſſembly made in the 32d Year of his late Majeſty's Reign, entitled, *An Act for veſting certain Lands belonging to the* Pamunkey Indians *in Truſtees, to be leaſed out for their Benefit*, may be repealed, be rejected.

Reſolved, That the Allegations of the Petition of *Abel Farrar*, Praying to be reimburſed the Bounty Money by him paid to three Recruits whom he had enliſted, and who were afterwards rejected by the Commanding Officer are true, and that the ſaid *Abel Farrar* ought to be allowed the Sum of £31. 17, including as well the ſaid Bounty Money, as the Expenſes he incurred in conveying his ſaid Recruits to the Place of general Rendezvous.

Ordered, That it be an Inſtruction to the Committee of Claims to make an Allowance in the Book of Claims to the ſaid *Abel Farrar*, purſuant to the laſt Reſolution.

Mr *Carter* alſo, from the ſaid Committee, reported that they had had under their further Conſideration the Petitions of *John Lewis* and *William Brown*, Inſpectors at *Blandford*, and of *John Dabney* and *David Smith*, Inſpectors at *Bolling's Point* Warehouſe,

houſe, to them recommitted, and had come to two Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and are as follow:

Reſolved, That the ſaid *John Lewis* and *William Brown*, Inſpectors at *Blanford*, ought to be allowed the Sum of £20 each, over and above their Salaries, for their extraordinary Service the laſt Year.

Reſolved, That the ſaid *John Dabney* and *David Smith*, Inſpectors at *Bolling's Point*, ought to be allowed the Sum of £10 each, over and above their Salaries, for their extraordinary Trouble the laſt Year.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

On a *Motion* made,

Ordered, That it be an Inſtruction to the ſaid Committee to make an Allowance in the Book of Claims of £5 each to *John Dabney* and *James Thweat*, for their extraordinary Service at *Bolling's Point* in the Year 1757.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Saturday, the 21ſt of March, 1 Geo. III. 1761.

A *Petition* of ſundry Inhabitants of the Counties of *James City* and *Surry*, and other Places on *James* River, praying that publick Warehouſes for the Inſpection of Tobacco may be eſtabliſhed at *James Town*, on the Land of *John Ambler*, Eſq; as a Place very convenient for the Planter and Shipper, and particularly in Caſe of relanding Tobacco, after Inſpection and Shipping, which frequently happens there.

Alſo a *Petition* of *John Read*, and ſundry other Inhabitants of the County of *Nanſemond*, praying that the Ferry from the Land of *Jeremiah Godwin* over the weſtern Branch of *Nanſemond* River, may be diſcontinued, and another eſtabliſhed from the ſaid *Read's* Land to the ſaid *Godwin's*, as a Place more convenient to Travellers, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Ordered, That Mr *Waſhington* be added to the Committee of Propoſitions and Grievances.

A *Petition* of ſundry Inhabitants of the County of *Frederick*, ſetting forth that one *Jacob Miller* has laid out 1200 Acres of Land in the ſaid County for a Town, partly into Half Acre Lots, and the reſt into Lots of five Acres a Piece, many of which are purchaſed and built on; and praying that an Act may paſs for eſtabliſhing the ſaid Town.

Ordered, That a Bill be brought in purſuant to the Prayer of the ſaid Petition; and it is referred to Mr *Waſhington*, Mr *Gabriel Jones*, and Mr *Martin*, to prepare and bring in the ſame.

On a *Motion* made,

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, to whom it is referred to bring in a Bill For eſtabliſhing ſeveral new Ferries, that they receive a Clauſe or Clauſes for eſtabliſhing a Ferry from the Land of *John Buchanan*, on the North Side of *James* River, in *Auguſta*, to his Land on the oppoſite Side.

A *Bill* To dock the Entail of certain Lands whereof *Archibald Cary*, Eſq; is ſeized as Tenant in Fee Taille, and to ſettle other Lands of greater Value in Lieu thereof to the ſame Uſes, was read a ſecond Time, and committed to Mr *Wythe*, Mr *Eppes*, Mr *Cabbel*, Mr *Howard* and Mr *Carrington*.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from

from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereon; which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

On Conſideration of ſo much of the ſeveral Petitions of ſundry Inhabitants of the Pariſh of *Elizabeth River*, in the County of *Norfolk*, praying that the ſaid Pariſh may be divided into three diſtinct Pariſhes,

Reſolved, That it is the Opinion of this Committee that the ſaid Petitions are rea- 56
ſonable.

Reſolved, That it is the Opinion of this Committee that the ſaid Pariſh be divided in the following Manner, *viz.* That that Part of the ſaid County and Pariſh lying to the Northward and Eaſtward of *Elizabeth* River, and the eaſtern Branch thereof, be erected into one Pariſh; That that Part of the ſaid County and Pariſh lying between the eaſtern and ſouthern Branches of the ſaid River, running up *New Mill* Creek, to the Head thereof; thence South 30 Degrees Weſt to the *Diſmal Swamp* to the Dividing Line between *Virginia* and *North Carolina*, and down the ſaid Line to the Line of *Princeſs Anne* County; thence along the ſaid *Princeſs Anne* Line to the eaſtern Branch of *Elizabeth* River, be erected into another Pariſh; and that the remaining Part of the ſaid County and Pariſh be erected into one other diſtinct Pariſh.

Reſolved, That it is the Opinion of this Committee that ſo much of the ſaid Petitions, praying that the preſent Glebe of the ſaid Pariſh, as it now ſtands entire and undivided, may be ſold, and the Money ariſing by the Sale thereof be divided between the three new Pariſhes, if the ſaid Diviſion ſhould take Place, is reaſonable.

Reſolved, That it is the Opinion of this Committee that ſo much of the ſaid Petitions, praying that the Lands and Slaves given by one *Matthew Godfrey* to the ſaid County, with their Increaſe, may be equally divided amongſt the three new Pariſhes propoſed, be rejected.

Reſolved, That it is the Opinion of this Committee that the Petition of ſundry Inhabitants of the ſaid Pariſh of *Elizabeth River*, complaining of ſundry illegal Proceedings in the Veſtry of the ſaid Pariſh, and praying that the ſaid Veſtry may be diſſolved, is reaſonable.

Reſolved, That it is the Opinion of this Committee that the Petition of *John Graham*, Clerk of the County of *Prince William*, praying that the Deduction of 20 per Cent. from the Tobacco Fees due to himſelf and other Officers in the ſaid County may be reduced, is reaſonable; and that 14 per Cent. will be a reaſonable Deduction from ſuch Fees.

Reſolved, That it is the Opinion of this Committee that the Petition of ſundry Inhabitants of the Town of *Dumfries*, in the County of *Prince William*, praying that an Act may paſs for adding about 50 Acres of Land to the ſaid Town, is reaſonable.

Reſoved, That it is the Opinion of this Committee that the Petition of ſundry Inhabitants of the Pariſh of *Hamilton*, in the County of *Prince William*, praying that Part of their ſaid Pariſh may be added to the Pariſh of *Dettingen*, be rejected.

Reſolved, That it is the Opinion of this Committee that the Petition of ſundry Inhabitants of the ſaid Pariſh, in Oppoſition to the ſaid laſt mentioned Petition, is reaſonable.

The *1ſt*, *2d*, *3d*, *4th*, *5th*, *7th*, *8th*, and *9th*, Reſolutions being again read, and the Queſtion ſeverally put that the Houſe agree thereto,

Reſolved in the Affirmative.

Ordered, That a Bill or Bills be brought in purſuant to the 1st, 2d, 3d, 5th and 7th, Reſolutions; and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

Ordered, That the further Conſideration of the 6th Reſolution be put off until *Wed-* 57
neſday next.

A *Bill* For veſting certain Lands therein mentioned in *Philip Johnſon*, Gent. adding the ſame to the City of *Williamſburg*, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to Mr *Waller*, Mr *Burwell* and Mr *Attorney*.

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An engroſſed *Bill*, entitled, *An Act for altering the Court Days of the Counties of* Bedford *and* Suſſex, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned until Monday Morning Eleven o'Clock.

Monday, the 23rd of March, 1 Geo. III. 1761.

MR. *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For dividing the Pariſh of *Frederickſville*, in the County of *Louiſa;* and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Several *Claims* of *Philip Ballenger* and *William Smith*, for taking up Runaways therein mentioned.

Alſo an *Account* of *Thomas Tabb*, for ſundry Merchandiſe furniſhed a Party of the Militia of *Amelia*.

Alſo a *Claim* of *William Potter*, for a Mare impreſſed into his Majeſty's Service and loſt.

Alſo a *Claim* of the Adminiſtratrix of the Rev. *John Gordon*, deceaſed, for three Horſes impreſſed into his Majeſty's Service and loſt.

Alſo an *Account* of *Philip Babb*, for Paſturage and Provender for a Number of Horſes in the publick Service, were ſeverally preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

A *Petition* of *Philip Maſon*, ſetting forth that in the Year 1755 a Horſe of his was impreſſed into his Majeſty's Service, and appraiſed to £5 that he delivered the Certificate of the Appraiſment to a Friend to negotiate for him, who has loſt or miſlaid it, and that he never has received any Satiſfaction for the ſame, and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of *Friend Cox*, Ferry-Keeper at Cape *Capon* in *Hampſhire*, praying to be allowed for the Ferriage of Soldiers, Horſes and Waggons, in the publick Service, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

58 On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To prevent Hogs from running at large in the Town of *Winchеſter;* and it is referred to Mr *Waſhington* to prepare and bring in the ſame.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Nottoway*, in the County of *Amelia*, complaining of ſome illegal Proceedings in the Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved, be rejected.

Reſolved, That the Petition of ſundry other Inhabitants of the ſaid Pariſh, in Oppoſition to the ſaid Petition, for deſolving the ſaid Veſtry, is reaſonable.

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Raleigh*, in the ſaid County of *Amelia*, complaining of ſundry illegal Proceedings of the Veſtry of the ſaid Pariſh, and praying that they may be redreſſed, be rejected.

Reſolved, That the Petition of ſundry other Inhabitants of the ſaid Pariſh of *Raleigh*, in Oppoſition to the ſaid laſt mentioned Petition, is reaſonable.

Reſolved,

Reſolved, That the Petition of *George Brooke* and *William Frazier*, praying that a Ferry may be eſtabliſhed from the Land of the ſaid *Brooke*, in *King* and *Queen*, over *Mattapony*, at a Place commonly called *Mantapike*, to the Land of the ſaid *Frazier*, in *King William* County, is reaſonable.

Reſolved, That the Petition of *John Read*, and ſundry Inhabitants of the County of *Nanſemond*, praying that the Ferry eſtabliſhed from the Land of *Jeremiah Godwin*, over the Weſtern Branch of *Nanſemond* River, in the ſaid County, to the Land of *James Benn*, may be diſcontinued; and a new Ferry eſtabliſhed from the Land of the ſaid *Read*, over the ſaid Weſtern Branch of *Nanſemond* River, to the Land of the ſaid *Godwin*, is reaſonable.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances to whom it is referred to bring in a Bill For eſtabliſhing ſeveral new Ferries, that they receive a Clauſe or Clauſes purſuant to the two laſt Reſolutions.

A *Petition* of the Inſpectors at *Shocco's* and *Bryd's* Warehouſes, ſetting forth that by Means of the great Increaſe of Tobacco brought to thoſe Warehouſes of late Years, they have been obliged to keep a greater Number of their Slaves to do the neceſſary Buſineſs, beſides the Riſk and Charge attending their Office, and praying that their Salaries may be increaſed.

Alſo a *Petition* of ſundry Merchants, Planters, and others, confirming the Allegations of the ſaid Petition of the Inſpectors above mentioned, and in their Behalf praying that ſuch Salaries may be eſtabliſhed as will be a ſufficient Encouragement for Men of Honeſty in that important Office.

Alſo a *Petition* of the Inſpectors at *Quantico*, ſetting forth that the Quantity of 59
Tobacco at the ſaid Warehouſe has for ſome Years paſt largely increaſed; and praying Satiſfaction for paſt Service, and an additional Salary for the Time to come, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions lie on the Table.

Ordered, That Mr *Aitchiſon* be added to the Committee of Trade.

A *Bill* For recruiting and further continuing the Regiment in the Service of this Colony, was read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee on the ſaid Bill on *Wedneſday* next.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Tuesday, the 24th of March, 1 Geo. III. 1761.

MR. *Gaines*, from the Committee to whom the Bill To amend an Act, entitled, *An Act for clearing of Rivers and Creeks*, was committed, reported that the Committee had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

A *Petition* of *John Evans* and *James Jameſon*, Inſpectors at *Roy's* Warehouſe in *Caroline*, ſetting forth their Salary in general Years is a ſcanty Recompenſe for their Services, that in the year 1759, when there was ſo ſhort a Crop, they received £18. 17. 4 each ſhort of their Salaries, under the Regulation of Inſpectors Salaries for that Year, though obliged to the like conſtant Attendance as in plentiful Years; that they have before and ſince the ſhort Crop paid Conſiderable Sums into the Treaſury, ſo that their Salaries for that Year may be made up to them without any Burthen to the Publick, and praying that they may be allowed the ſaid Sum of £18. 17. 4, was preſented to the Houſe and read, and the Queſtion being put, that the ſaid Petition be referred to a Committee,

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It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Mr *Waſhington*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For eſtabliſhing the Town of *Woodſtock* in the County of *Frederick;* and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from ſundry Counties to them referred, and had come to two Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

60 *Reſolved*, That the Petition of ſundry Merchants, Traders, and others, on *York* River, and of ſundry Inhabitants of the County of *Hanover*, praying that the Warehouſes for the Inſpection of Tobacco at *Page's* and *Crutchfield's*, in the ſaid County, may be diſcontinued, and other Warehouſes erected at *Newcaſtle*, be rejected.

Reſolved, That the Petition of ſundry other Inhabitants of the ſaid County, in Oppoſition to the ſaid Petition, for diſcontinuing the ſaid Warehouſes at *Page's* and *Crutchfield's*, is reaſonable.

Mr *Pendleton*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Harriſon*, from the Committee of Trade, preſented to the Houſe, according to Order, a Bill To amend an Act, entitled, *An Act concerning Seamen;* alſo one other Act, entitled, *An Act for preventing Frauds in the Cuſtoms, and in clearing of Ships; for aſcertaining Collectors and Naval Officers Fees; and to prohibit and prevent the caſting Ballaſt or dead Bodies into Rivers and Creeks;* and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

On a *Motion* made,

Reſolved, That the Sum of £500 be paid by the Treaſurer of this Colony to Capt. *Jacob Van Braam*, over and above the Balance of his Pay that is due to him to this Time, as a Compenſation for his Sufferings during a long and painful Confinement as a Hoſtage in the Enemy's Country.

Ordered, That the ſaid Reſolve be engroſſed, and that Mr *Bland* do carry it up to the Council for their Concurrence.

A *Bill* For further continuing the ſeveral Acts of Aſſembly of this Colony, for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms,
61 was according to Order read a ſecond Time, and ordered to be committed to a Committee of the whole houſe.

Reſolved, That this Houſe will reſolve itſelf into a Committee on the ſaid Bill To-morrow.

A *Petition* of *Richard Witton*, ſetting forth that being appointed by Act of Aſſembly to ſettle the Accounts of the Militia of ſeveral Counties, and alſo to regulate and ſettle the Accounts or Damages done to the Inhabitants of thoſe Counties by the *Catawba* and *Cherokee Indians*, and to make Report thereof; and having executed the Truſt repoſed in him to the beſt of his Skill and Ability, and ſettled Accounts to the Amount of upwards of £10,000, which took up much of his Time and Trouble, and praying an Allowance adequate thereto.

Alſo a *Petition* of *John Miller* and *John Donally*, praying to be allowed for Proviſions furniſhed a Party of Militia, the Certificates for which they have loſt.

Alſo a *Petition* of the Inſpectors at *Jordan's* Warehouſe, in *Prince George*, praying to be allowed for 395lb. of Tobacco ſtolen out of the ſaid Warehouſe, for which they have been obliged to pay 6d. a Pound, were ſeverally preſented to the Houſe and read.

61 *Ordered*, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

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Mr *Waſhington* preſented to the Houſe, according to Order, a Bill To prevent Hogs running at large within the Town of *Winchefter* or the Limits thereof; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of the Inſpectors at *Aylett's*, praying that their Salaries may be increaſed, by an additional Allowance of £5. a Year, to make them equal to the Salaries of the Inſpectors at *Todd's* Warehouſe, as their Buſineſs is as large, was preſented to the Houſe and read.

Ordered, That the ſaid Petition do lie on the Table.

And then the Houſe adjourned until Tomorrow Morning Eleven o'Clock.

Wednesday. the 25th of March. 1 Geo. III. 1761.

A *Petition* of the Mayor, Recorder, Aldermen and Common Council, and others, Proprietors and Inhabitants of the Borough of *Norfolk*, and Parts adjacent thereto, ſetting forth that by his late Majeſty's royal Charter the ſaid Borough was incorporated, ſince which many People have purchaſed and ſettled on the Lands adjacent thereto, and laid out the ſame into Lots and Streets; and praying that ſuch Lots may be taken into the Limits of the ſaid Borough, was preſented to the Houſe and read.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Aitchiſon* and Mr *Attorney* to prepare and bring in the ſame.

A *Petition* of ſundry Inhabitants of *James City* County, in Oppoſition to the Petition for diſcontinuing *Hog Neck* Warehouſe and eſtabliſhing a new One at *Barrett's* Ferry Landing, on *Chickahominy* River, was preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms,

Ordered, That the ſeveral Petitions of ſundry Inſpectors at different Warehouſes preſented to the Houſe at ſundry Times during this Seſſion, and ordered to lie on the Table, be referred to the Conſideration of the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee on the ſaid Bill; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Bill under their Conſideration; but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill Tomorrow. 62

Mr *Attorney* preſented to the Houſe, according to Order, a Bill To dock the Entail of certain Land whereof *Carter Henry Harriſon* is ſeized, and for ſettling other Lands to the ſame Uſes; and the ſaid Bill was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of the Juſtices of *Prince George* County, praying to be reimburſed the Expenſes they have been at in building a Wharf at the publick Warehouſes for the Inſpection of Tobacco at *Jordan's* in the ſaid County, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Mr *Bland*, from the Committee of publick Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to

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ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *Burwell Baſſet*, to be allowed for building a Wharf at the Brick Houſe Warehouſe, in the County of *New Kent*, is reaſonable; and that he ought to be paid the Sum of £25 for building the ſaid Wharf.

Reſolved, That the Petition of the Juſtices of *York* County, to be reimburſed the Expenſe of building a Wharf at the Warehouſe in *York Town*, in the ſaid County, is reaſonable; and that they ought to be paid the Sum of £46 for building the ſaid Wharf.

Reſolved, That the Petition of *Philip Maſon*, to be paid for a Horſe impreſſed, and loſt in the Service of this Colony, is reaſonable; and that he ought to be allowed the Sum of £5 for his ſaid Horſe.

Reſolved, That the Petition of *John Palmer*, to be allowed for a Horſe and Bridle impreſſed for the Uſe of the *Fairfax* Militia, and loſt, is reaſonable; and that he ought to be paid the Sum of £6. 11. 0 for the ſame by the Publick.

Reſolved, That the Petition of *Friend Cox*, to be paid for the Ferriage of ſeveral of the Officers, Soldiers, Waggons and Horſes, in the Pay of this Colony, is reaſonable; and that he ought to be allowed the Sum of £5. 5. 10 for his ſaid Service.

Reſolved, That the Petition of *Mary Ingleſs*, to be paid by the Publick for Damage done her by the *French* and their *Indians*, when they deſtroyed Fort *Vaux*, be rejected.

Ordered, That it be an Inſtruction to the ſaid Committee to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

On a *Motion* made,

Ordered, That the Bill For removing the Seat of Government from the City of *Williamſburg*, to a Place more convenient to the Inhabitants of this Colony, be read a ſecond Time, on *Tueſday* next.

63 An engroſſed *Bill*, entitled, *An Act to amend an Act, entitled, An Act for clearing of Rivers and Creeks*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Gaines* do carry up the ſaid Bill to the Council for their Concurrence.

On a *Motion* made,

Ordered, That the Treaſurer of this Colony lay his Accounts before the Houſe.

Mr *Cary*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For eſtabliſhing a Town on the Glebe Land of *Dale* Pariſh, in the County of *Cheſterfield*, and appropriating Part of the ſaid Land for publick Landings; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Terry* preſented to the Houſe, according to Order, a Bill To empower the Veſtry of the Pariſh of *Antrim*, in the County of *Halifax*, to ſell their Glebe in the ſaid Pariſh, and to apply the Purchaſe Money towards buying another more convenient Glebe; and the ſame was read the firſt Time and ordered to be read a ſecond Time.

On a *Motion* made,

Reſolved, That this Houſe will not receive any Petitions, Propoſitions or Claims, after *Monday* next.

A *Petition* of ſundry Inhabitants of the County of *Hampſhire*, praying that an Act may paſs for eſtabliſhing a Town on the Land of the Right Hon. the Lord *Fairfax*, in that County, called *Tucker's* Plantation, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the next Seſſion of Aſſembly.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee on the Bill For recruiting and further continuing the Regiment in the Service of this Colony.

Reſolved, That this Houſe will reſolve itſelf into a Committee on the ſaid Bill on *Friday* next.

And then the Houſe adjourned until Tomorrow Morning Eleven o'Clock.

Thurſday.

Thursday, the 26th of March. 1 Geo. III. 1761.

A *Claim* of *Tully Robinſon* and *John Bullman*, for taking up two Runaways therein mentioned, was preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

Mr *Harriſon*, from the Committee of Trade, preſented to the Houſe, according to Order, a Bill For fitting out an armed Veſſel for the Protection of the Trade of this Colony.

Alſo a *Bill* To continue and amend an Act, entitled, *An Act for reducing the ſeveral Acts made for laying a Duty on Liquors into one Act;* and the ſaid Bills were ſeverally read the firſt Time, and ordered to be read a ſecond Time.

On a *Motion* made,

Ordered, That it be an Inſtruction to the Committee of Claims to relevy for *William Carter*, a Quantity of Tobacco levied on him in the laſt Book of Proportions for taking up a Runaway Slave, which it appears did not belong to him.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For dividing the Pariſh of *Elizabeth River*, in the County of *Norfolk*, into three diſtinct Pariſhes; for diſſolving the Veſtry of the ſaid Pariſh, and for other Purpoſes therein mentioned.

Alſo a *Bill* For further enlarging the Town of *Dumfries*, in the County of *Prince William;* and the ſaid Bills were ſeverally read the firſt Time, and ordered to be read a ſecond Time.

On a *Motion* made, 64

Ordered, That Leave be given to bring in a Bill To enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major General *Alexander Spotſwood*, and for other Purpoſes therein mentioned; and it is referred to Mr *Pendleton* to prepare and bring in the ſame.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill For regulating the Practice of Attornies, and it is referred to Mr *Claiborne* and Mr *Waller* to prepare and bring in the ſame.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To amend an Act, entitled, *An Act for the better Preſervation of the Breed of Deer, and prevent unlawful Hunting*, and it is referred to Mr *Chriſtian* and Mr *Walker* to prepare and bring in the ſame.

Mr *Wythe* reported that the Committee to whom the Bill To dock the Entail of certain Lands whereof *Archibald Cary*, Eſq; is ſeized as Tenant in Fee Taille, and to ſettle other Lands of greater Value in Lieu thereof to the ſame Uſes, was committed, had examined into the Allegations thereof, and found them to be true, but had made no amendment thereto; and he delivered the Bill in at the Table.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe with an Amendment, as follow:

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Albemarle*, in the County of *Suſſex*, complaining of ſeveral illegal Practices of the Veſtry of the ſaid Pariſh, and praying that the ſaid Veſtry may be diſſolved, be rejected.

Reſolved, That the Petition of ſundry Inhabitants of the Town of *Dumfries*, and of the County of *Prince William*, praying that a new Warehouſe for the Inſpection of Tobacco may be eſtabliſhed on the Lands of *John Murray*, on *Quantico* Creek, in the ſaid County, be rejected.

Reſolved,

65 *Reſolved*, That ſo much of the Petition of ſundry Inhabitants of the County of *Albemarle*, praying that the ſaid County may be divided into three diſtinct Counties, is reaſonable.

Reſolved, That ſo much of the ſaid Petition, praying that the Pariſh of *St. Anne*, in the ſaid County, may be divided into two diſtinct Pariſhes, is reaſonable.

Reſolved, That the other Part of the ſaid Petition, praying that the Veſtry of the ſaid Pariſh of *St. Anne*, if divided, may be obliged to pay a proportionable Part of the Value of the Glebe thereof to the new Pariſh, is reaſonable.

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Cumberland*, in the County of *Lunenburg*, praying that the ſaid Pariſh may be divided into two diſtinct Pariſhes, and that the preſent Glebe of the ſaid Pariſh, as the ſame ſtands entire and undivided, may be ſold, and the Money divided between the two Pariſhes, if the ſaid Diviſion ſhould take Place, is reaſonable.

Reſolved, That the Petition of ſundry Inhabitants of the Counties of *James City* and *Charles City*, praying that the Warehouſe at *Hog Neck* may be diſcontinued, and a new One erected at *Barrett's* Ferry Landing.

Alſo the *Petition* of the Inhabitants of *James City*, in Oppoſition thereto, ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

Reſolved, That the Petition of ſundry Inhabitants of *Surry* and *James City* Counties, praying that a Warehouſe for the Inſpection of Tobacco may be erected at *James Town*, on the Land of *John Ambler*, Eſq; ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

Reſolved, That the Petition of ſundry Inhabitants of the County of *Albemarle*, on *Rockfiſh* River, praying that Mr *Allan Howard* may be obliged to make a Slope or Opening in his Mill Dam on the ſaid River for the Paſſage of Fiſh, be rejected; the ſaid *Allan Howard* agreeing before the Committee to pull down his Mill.

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Accomack*, in the County of *Accomack*, praying that the ſaid Pariſh may be divided.

Alſo the *Petition* of ſundry Inhabitants of the ſaid Pariſh, in Oppoſition thereto; ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

Reſolved, That the Petition of ſundry Inhabitants of the Counties of *Prince George* and *Charles City*, praying that ſo much of the Act of Parliament made in the Reign of King *William* III. as relates to Defendants giving ſpecial Bail before Commiſſioners in the County, is reaſonable.

Reſolved, That ſo much of the Petition of the Inſpectors at *Hobb's Hole*, in *Eſſex*, praying to be allowed an additional Reward, over and above their Salaries, in Conſideration of the Increaſe of their Buſineſs for the laſt Year, is reaſonable; and that they ought to be allowed an additional Reward of £10 each.

Reſolved, That ſo much of the ſaid Petition, praying that the Salaries of the ſaid Inſpectors may be increaſed, is reaſonable; and that they ought to be allowed an additional Salary of £10 per Annum each.

66 *Reſolved*, That the Petition of ſundry Conſtables of divers Counties, praying to be allowed ſome Reward for conveying Runaways committed to their Charge to their Owners, is reaſonable.

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Cameron*, in the County of *Loudoun*, praying that the Veſtry of the ſaid Pariſh may be diſſolved, be rejected.

Ordered, That it be an Inſtruction to the Commitee of Claims to make Allowances in the Book of Claims, purſuant to the 12th Reſolution.

Ordered, That a Bill or Bills be brought in purſuant to the 3^d, 4th, 5th, 6th, 11th and 14th, Reſolutions; and it is referred to the Committee of Propoſitions and Grievances to prepare and bring in the ſame.

Ordered, That it be an Inſtruction to the ſaid Committee to whom it is referred to bring in a Bill For dividing the County of *Albemarle*, that they receive a Clauſe or

Clauſes

Clauſes for obliging *Allan Howard* to diſcontinue his Mill on *Rockfiſh* River, and to prevent other Perſons from building Mills on the ſaid River.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act to continue and amend an Act, entitled An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned.

Alſo to the Bill, *entitled*, An Act for further continuing an Act, entitled, An Act for reducing the ſeveral Acts for making Proviſions againſt Invaſions and Inſurrections into one Act.

Alſo to the Bill, *entitled*, An Act for altering the Court Days of the Counties of *Bedford* and *Suſſex*.

Alſo to the Reſolve *of this Houſe For paying Capt.* Jacob Van Braam *the Sum of £500, beſides his Pay, for the Services therein mentioned.*

A *Petition* of ſundry Inhabitants at *Leeds Town*, in the County of *King George*, praying that an Act may paſs for appointing new Truſtees for the ſaid Town, the former Truſtees being all dead but two.

Ordered, That a Bill or Bills be brought in purſuant to the Prayer of the ſaid Petition, and it is referred to Mr *Charles Carter* to prepare and bring in the ſame.

A *Petition* of *Robert Spilſby Coleman*, and ſundry Inhabitants in and about *Tappahanock* Town, in *Eſſex*, praying that a Ferry may be eſtabliſhed from the ſaid Town to the Marſh on the oppoſite Shore, and the Right of keeping the ſaid Ferry veſted in the ſaid *Coleman* and his Heirs, on his making and maintaining a Road through the ſaid Marſh, at his own Expenſe, was preſented to the Houſe and read; together with a Petition of ſundry Inhabitants of the County of *Richmond*, preſented to the Houſe the 11th Inſtant, and ordered to lie on the Table.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Mr *Bland*, from the Committee of publick Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe with ſome Amendments, and are as follow:

Reſolved, That the Petition of *John Miller* and *John Donaley*, to be paid for Pro- 67
viſions furniſhed a Party of the Militia, be rejected.

Reſolved, That the Petition of the Juſtices of *Prince George* County, to be reimburſed the Expenſes of building a Wharf at *Jordan's* Warehouſe, in that County, is reaſonable; and that they ought to be allowed the Sum of £45 for building the ſaid Wharf.

Reſolved, That the Petition of *Nathaniel Raines* and *John Watts*, Inſpectors of Tobacco at *Jordan's* Warehouſe, in *Prince George*, is reaſonable; and that they ought to be paid the Sum of £9. 17. 6 for the Tobacco in their Petition mentioned.

On Conſideration of the *Petition* of *Richard Witton*, it appears to your Committee that the ſaid *Witton* rode 30 Miles twice to the Place appointed for meeting of the Commiſſioners; that he ſtaid a Week the firſt Time, and near a week the ſecond; and had ſeveral other Meetings with the Commiſſioners, and ſettled a great many confuſed and perplexed Accounts, to the Amount of £10,000 and upwards.

Reſolved, That the ſaid *Richard Witton* ought to be allowed the Sum of £25 for his Trouble in ſettling the ſaid Accounts.

Ordered, That it be an Inſtruction to the ſaid Committee to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

A *Meſſage* from the Council by Mr *Walthoe*.

That a Petition of ſundry Inhabitants of Stafford *and* King George, *alſo a Petition of ſundry Inhabitants of* Fauquier *and* Frederick *Counties, had been preſented to and read in Council and were by them referred to the Conſideration of this Houſe.*

And

And the ſaid *Petition* from *Stafford* and *King George*, praying that an Act may paſs For eſtabliſhing a Town on the Land of *Andrew Edwards*, on the Head of *Potowmack* Creek, adjoining the Land whereon *Stafford* Court Houſe ſtands; alſo the ſaid Petition from *Fauquier* and *Frederick*, to the ſame Purpoſe, were ſeverally read.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms,

Reſolved, That this Houſe will reſolve itſelf into the ſaid Committee To-morrow.

A *Petition* of ſundry Inhabitants of the Borough of *Norfolk*, ſetting forth that they have obtained Subſcriptions for £2000 for building a Wharf and Store-houſes for the Uſe of Ships in the ſaid Borough, and praying that an Act may paſs to empower them ſo to do, and to ſecure their Title to the ſame, until the Common Hall of the ſaid Borough ſhall think proper to redeem the ſame, was preſented to the Houſe and read.

Ordered, That it be an Inſtruction to the Committee to whom it is referred to bring in a Bill For enlarging the ſaid Borough of *Norfolk*, that they receive a Clauſe or Clauſes purſuant to the Prayer of the ſaid Petition.

68 A *Bill* For eſtabliſhing a Town on the Glebe Land of *Dale* Pariſh, in the County of *Cheſterfield*, and appropriating Part of the ſaid Land for publick Landings, was read a ſecond Time, and committed to Mr *Bland* and Mr *Cary*.

On a *Motion* made.

Ordered, That Leave be given to bring in a Bill To amend an Act made in the 23rd Year of his late Majeſty's Reign, entitled, *An Act for reducing the ſeveral Acts for licenſing Pedlars, and preventing Frauds in the Duties on Skins and Furs, into one Act;* and it is referred to the Committee of Trade to prepare and bring in the ſame.

A *Meſſage* from the Governour by Mr *Walthoe*,

Mr *Speaker*,

The Governour has commanded me to deliver to your Houſe three Letters juſt come to his Hands from Lieutenant-Colonel Stephen, *Major* Lewis, *and* William Shorie *an Interpreter.*

And the ſaid *Letters* were read, and thereon

Reſolved, That an humble Addreſs be made to his Honour the Governour, to aſſure him that this Houſe entirely rely on his Prudence and Wiſdom in preparing ſuch Preſents, and providing for the *Indians* expected to come into this Colony, as he ſhall think proper.

A *Petition* of *Chriſtian Martin* and *Field Archer*, Inſpectors at *John Bolling's* Warehouſe, praying to be allowed ſome additional Reward, beſides their Salaries, for their extraordinary ſervice, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

A *Bill* For eſtabliſhing the Town of *Woodſtock* in the County of *Frederick*.

Alſo a *Bill* To prevent Hogs from running at large within the Town of *Wincheſter*, or the Limits thereof.

Alſo a *Bill* To empower the Veſtry of the Pariſh of *Antrim*, in the County of *Halifax*, to ſell their Glebe in the ſaid Pariſh, and to apply the Purchaſe Money in buying another more convenient Glebe, were ſeverally read a ſecond Time.

Ordered, That the ſaid Bills be engroſſed, and read a third Time.

A *Bill* To dock the Entail of certain Lands whereof *Carter Henry Harriſon* is ſeized, and for ſettling other Lands to the ſame Uſes, was read a ſecond Time, and committed to Mr *Attorney* and the Members for *Surry*.

A

A *Bill* for dividing the Pariſh of *Frederickſville*, in the County of *Louiſa*, was read a ſecond Time, and committed to Mr *Johnſton*, Mr *Pendleton* and Mr *Walker*.

A *Bill* To amend an Act, entitled, *An Act concerning Seamen;* alſo one other Act, entitled, *An Act for preventing Frauds in the Cuſtoms, and in clearing of Ships; for aſcertaining Collectors and Naval Officers Fees; and to prohibit and prevent the caſting Ballaſt or dead Bodies into Rivers or Creeks;* were read a ſecond Time, and committed to the Committee of Trade.

And then the Houſe adjourned until To-morrow Morning Eleven o'Clock.

Friday, the 27th of March, 1 Geo. III. 1761.

A *Petition* of *Peter Fontaine*, ſetting forth that in the Year 1757, at the Inſtance of Governour *Dinwiddie* and the People of *Halifax*, he became Paymaſter to the Militia of that County, in the Execution of which Office he went through great Fatigue and Trouble, and incurred a conſiderable Expenſe, particularly in paying away £1000 in trifling Sums, having ſome times 150 People at his Houſe at a Time for ſeveral Days; and that he was often obliged to travel great Diſtances, for which he has not yet received any Satiffaction, and praying that this Houſe will not ſuffer him to be a Loſer by his Service to the Publick.

Alſo a *Petition* of *James Walker*, ſetting forth that he was a Captain of the new Levies raiſed laſt year; that he enliſted 56 Men, two of whom deſerted, and another was rejected by the Commanding Officer at the General Rendezvous; that he had paid the Bounty Money to theſe Recruits, and was at the further Expenſe of conveying them to the appointed Rendezvous; and that he has not the leaſt Proſpect of being reimburſed by them, as they are all abſconded; and praying that he may be reimburſed by the Publick.

Alſo a *Petition* of *Gabriel Jones*, *John Maddiſon*, *Thomas Lewis* and *Clement Read*, ſetting forth that being appointed by Act of Aſſembly Commiſſioners to ſettle the Militia Accounts of ſeveral Counties, and alſo the Accounts of Damages done to the Inhabitants of thoſe Counties by the *Cherokee* and *Catawba Indians*, and having gone through and adjuſted a vaſt Number and Variety of Accounts, and made proper Reports and Certificates thereof, and praying the Conſideration of this Houſe for their Trouble and Expenſe in the ſaid Office, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof reſpectively, and report the ſame, with their Opinions thereon, to the Houſe.

A *Petition* of ſundry Inhabitants of *Eſſex*, ſetting forth that whereas by a Clauſe in an Act made to prevent Gaming, it is enacted that whoever ſhall loſe 40s. in any 24 Hours may recover it back again, which Clauſe creates a great Number of Lawſuits, but does not prevent Gaming, and praying that ſo much of the ſaid Act may be repealed, was preſented to the Houſe and read; and the Queſtion being put that the ſaid Petition be referred to a Committee.

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *Chriſtopher Martin* and *Field Archer*, Inſpectors of Tobacco at *John Bolling's* Warehouſe, is reaſonable; and that they ought to be allowed the Sum of £10 each for their paſt Services.

Reſolved, That the Petition of *Francis Kirtley*, to be paid for Proviſions furniſhed a Party of the Militia, an Account of which was ſettled by Commiſſioners and loſt, is reaſonable;

reaſonable; and that he ought to be allowed the Sum of £24. 4. 4 for the ſaid Proviſions.

Ordered, That it be an Inſtruction to the Committee of Claims to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

Mr *Harriſon*, from the Committee of Trade, to whom the Bill To amend an Act, entitled, *An Act concerning Seamen*, alſo one other Act, entitled, *An Act for preventing Frauds in the Cuſtoms, and in clearing of Ships; for aſcertaining Collectors and Naval Officers Fees, and to prohibit and prevent the caſting Ballaſt or dead Bodies into Rivers or Creeks*, was committed, reported that the Committee had made an Amendment thereto, which he read in his Place, and then delivered the Bill with the Amendment in at the Table, where the Amendment was again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendment be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of ſundry Inhabitants of the Counties of *Stafford* and *King George*, praying that an Act may paſs for eſtabliſhing a Town on the Land of *Andrew Edwards*, near the Head of *Potowmack* Creek in *Stafford*, be rejected.

Reſolved, That the Petition of ſundry Inhabitants of the Counties of *Fauquier* and *Frederick*, to the ſame Purpoſe, be rejected.

Reſolved, That the Petition of *Robert Spilſby Coleman*, and ſundry Inhabitants in and about the Town of *Tappahannock* in *Eſſex*, praying that a Ferry may be eſtabliſhed from the ſaid Town to the Oppoſite Marſh, and the Right of keeping the ſame veſted in the ſaid *Coleman*, on his raiſing and maintaining a Road through the ſaid Marſh, be rejected.

Reſolved, That the Petition of ſundry Inhabitants of the County of *Richmond*, in Oppoſition thereto, is reaſonable.

The Houſe, according to Order, reſolved itſelf into a Committee on the Bill For recruiting and further continuing the Regiment in the Service of this Colony; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had made ſeveral Amendments to the ſaid Bill, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe with ſome Amendments.

Ordered, That the ſaid Bill with the Amendments as amended be engroſſed, and read a third Time.

Ordered, That Mr *Woodbridge* be added to the Committee of Propoſitions and Grievances, and Mr *Hennon* to the Committees of Propoſitions and Grievances and Trade.

71 On a *Motion* made,

Ordered, That it be an Inſtruction to the Committee to whom the Bill For dividing the Pariſh of *Frederickſville*, in the County of *Louiſa*, is committed, that they receive a Clauſe or Clauſes to enable the Freeholders and Houſekeepers of the Pariſh of *Hampſhire* to elect 12 of the moſt able and diſcreet Perſons to ſerve as Veſtrymen for the ſaid Pariſh.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their further Conſideration the Petition of *Dale Carter* and *Merryman Payne*, Inſpectors of Tobacco at *Daviſ's* Warehouſe, to them recommitted, and had come to a Reſolution thereon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That the ſaid Petition is reaſonable, and that the ſaid *Dale Carter* and *Merryman Payne* ought to be paid the Sum of £8. 18. 10 for the Tobacco in their Petition mentioned.

Ordered, That it be an Inſtruction to the ſaid Committee to make an Allowance in the Book of Claims, purſuant to the ſaid Reſolution.

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The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill Tomorrow.

Mr *Harriſon*, from the Committee of Trade, preſented to the Houſe, according to Order, a Bill To amend an Act, entitled, *An Act for reducing the ſeveral Acts for licenſing Pedlars, and preventing Frauds in the Duties on Skins and Furs, into one Act*; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

And then the Houſe adjourned until Tomorrow Morning Eleven o'Clock.

Saturday, the 28th of March. 1 Geo. III. 1761.

THE *Treaſurer*, according to Order, laid his Accounts before the Houſe.

Ordered, That the ſaid Accounts do lie on the Table, for the peruſal of the Members of this Houſe.

On a *Motion* made,

Ordered, That a Committee be appointed to enquire whether any and what Part of a Judgment obtained in the General Court by *William Trent* againſt *Robert Dinwiddie*, Eſq; late Lieutenant-Governor of this Dominion, ought to be paid by the Publick; and that the ſaid Committee conſiſt of the following Perſons, *viz.* Mr *Pendleton*, Mr *Waller*, Mr *Bland* and Mr *Fleming*.

Mr *Bland*, from the Committee of publick Claims, reported that the Committee had had under their Conſideration ſeveral Claims to them referred for the Pay and Expenſes of the Militia of different Counties; for Proviſions for the *Indians* that came to the Aſſiſtance of this Colony; and for Damages done the Inhabitants thereof by the ſaid *Indians*; and had agreed to a Report, and drawn up and ſtated an Account thereof, 72
which he read in his Place, and then delivered in at the Table.

Ordered, That the ſaid Report do lie on the Table.

Mr *Attorney* reported that the Committee to whom the Bill To dock the Entail of certain Lands whereof *Carter Henry Harriſon* is ſeized, and for ſettling other Lands to the ſame Uſes, was committed, had examined into the Allegations thereof, and found them to be true; and had made an Amendment thereto, which he read in his Place, and then delivered the Bill with the Amendment in at the Table, where the Amendment was again twice read, and agreed to.

Ordered, That the Bill with the Amendment be engroſſed, and read a third Time.

A *Claim* of *John Dean*, for Sundries furniſhed the *Cherokee* and *Catawba Indians* at *Winchester*, was preſented to the Houſe and received, and referred to the Conſideration of the Committee of Claims.

An engroſſed *Bill*, entitled, *An Act for recruiting and further continuing the Regiment in the Service of this Colony, and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Claiborne*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For regulating the Practice of Attornies; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Petition* of *Francis Conway*, praying to be allowed for the Value of a Slave committed to Priſon for Murder, who died in Priſon before his Trial.

Alſo a *Petition* of *John Poſy*, praying to be reimburſed the Bounty Money by him paid to 11 Recruits which he had enliſted into the Service of the Publick laſt Year, three of whom deſerted, and four were rejected by the Commanding Officer at the Rendezvous; were ſeverally preſented to the Houſe, and read.

Ordered,

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims, that they examine into the Allegations thereof, and report the ſame, with their Opinions thereon, to the Houſe.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *James Walker*, to be paid for a Recruit enliſted for the *Cherokee* Expedition, who was refuſed by the Officer appointed to receive them at the Place of general Rendezvous, is reaſonable; and that he ought to be allowed the Sum of £11.10.0 for the ſaid Recruit.

Reſolved, That the Petition of *Gabriel Jones*, *John Maddiſon*, *Thomas Lewis* and *Clement Reade*, to be paid for their Trouble and Expenſes as Commiſſioners for ſettling the Militia and *Indian* Accounts, is reaſonable; and that they ought to be allowed the
73 following Sums for the ſame, *viz.* the ſaid *Gabriel Jones*, *John Maddiſon* and *Thomas Lewis*, the Sum of £25 each; and the ſaid *Clement Reade* the Sum of £30.

Reſolved, That the Petition of *Peter Fontaine*, to be paid for his Trouble and Expenſe in ſettling and paying the Militia Accounts in the County of *Halifax*, is reaſonable; and that he ought to be allowed the Sum of £25 for the ſame.

Reſolved, That the Petition of *William Maclung*, for a Horſe impreſſed in the Service, and loſt on the *Shawaneſe* Expedition, is reaſonable; and that he ought to be paid the Sum of £2 for his ſaid Horſe.

Reſolved, That the Petition of *John Smith*, to have his Pay Roll that was allowed by a former Aſſembly examined and certified, be rejected.

Ordered, That it be an Inſtruction to the Committee of Claims to make ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act for recruiting and further continuing the Regiment in the Service of this Colony, and for other Purpoſes therein mentioned.

The Houſe, according to Order, again reſolved itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had made ſeveral Amendments to the ſaid Bill, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill on *Monday* next.

And then the Houſe adjourned until Monday Morning Eleven o'Clock.

Monday, the 30th of March, 1 Geo. III. 1761.

A *Petition* of the Inſpectors at *Littlepage's* ſetting forth that their Buſineſs is greatly increaſed, and praying that their Salaries may be augmented, was preſented to the Houſe and read.

Ordered, That the ſaid Petition lie on the Table.

A *Petition* of *James Scott*, Clerk, was preſented to the Houſe and read; ſetting forth that *Alexander Scott*, late of *Stafford* County, deceaſed, was in his Lifetime poſſeſſed of eight different Tracts of Land in the Counties of *Stafford*, *Fairfax* and *Fauquier*, and between 20 and 30 Slaves, which he deviſed to the Petitioner in Taille: That the Petitioner is ſeized in Fee of about 2000 Acres of Land in *Prince William*, on which he hath built a large brick Houſe and all convenient Offices; but having eight Children

to

to provide for (beſides his eldeſt Son and Heir apparent lately married) he will not be able to make Proviſion for them, unleſs he is enabled to diſpoſe of ſome of his entailed Lands; and praying that an Act may paſs for that Purpoſe, was preſented to the Houſe and read; and the Queſtion being put that a Bill be brought in purſuant to the Prayer of the ſaid Petition,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A *Petition* of ſundry Inhabitants of the lower End of *St. Margaret's* Pariſh, in *Caroline*, ſetting forth that they are inconveniently ſituated to attend divine Service at their own Pariſh Church, and praying that Part of their Pariſh may be added to the Pariſh of *St. David's* in *King William*. 74

Alſo a *Petition* of divers Inhabitants of the ſaid Pariſh of *St. David's*, to the ſame Purpoſe.

Alſo a *Petition* of ſundry Inhabitants of the County of *King* and *Queen*, praying that an Act may paſs for eſtabliſhing a Town at *Todd's* Warehouſe, in the ſaid County.

Alſo a *Petition* of ſeveral Inhabitants of the Pariſh of *Weſtover*, in the County of *Charles City*, complaining of ſundry illegal Proceedings in the Veſtry of the ſaid Pariſh, and praying that the ſaid Veſtry may be diſſolved.

Alſo a *Petition* of ſundry other Inhabitants of the ſaid Pariſh, in Oppoſition thereto; were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Propoſitions and Grievances; that they examine into the Allegations thereof reſpectively, and report the ſame, with their Opinions thereon, to the Houſe.

On a *Motion* made,

Reſolved, *Nemine contradicente*, that an Humble Addreſs be made to his Honour the Governour to deſire that he will be pleaſed to take Capt. *Jacob Van Braam*, who hath undergone a long and ſevere Captivity in *Canada*, into his ſpecial Favour and Protection, and recommend him for Promotion in his Majeſty's Service; and that Mr *Charles Carter* and Mr *Bland* do wait on his Honour with the ſaid Addreſs.

A *Petition* of *Clement Reade*, ſetting forth that he was ordered by the late Governour *Dinwiddie* and Council to erect a Magazine in *Lunenburg* for the Reception of publick Stores, and alſo to purchaſe and lay in Proviſions; and that he was appointed Paymaſter of the Militia of the frontier Counties, in which he was at great Trouble and Expenſe, and praying the Conſideration of the Houſe.

Alſo a *Petition* of *Robert Wade*, praying to be reimburſed the Bounty Money by him paid, and the Expenſe he was at in maintaining, a Recruit he had enliſted for the publick Service, who was refuſed by the Commanding Officer.

Alſo a *Petition* of *Joſeph Rentfro*, *James Roberts*, *Hugh Moore*, *Joſhua Poutel*, *John Kirby*, *Margaret Boyd*, *John Armſtrong*, *William Cox*, *William McDaniel*, *John Goad*, *William Stokes*, *George Boyd*, and others, praying to be allowed for Proviſions furniſhed the Militia and *Indians*, and for Horſes, &c.

Alſo a *Petition* of *John Foxcroft*, ſetting forth that he was directed by his Honour the Governour to take Charge of a Quantity of Goods ſome Time ago imported on the publick Account, deſigned for Preſents to *Indians*, and that he was at great Expenſe and Trouble in tranſporting them from Place to Place, and hiring Storehouſes for their Reception, and praying the Conſideration of the Houſe therein.

Alſo a *Petition* of *Henry Peyton*, *Thomas Slaughter* and *William Green*, praying to be allowed a reaſonable Satiſfaction For the Trouble and Expenſe they were at in executing the Office of Commiſſioners for ſettling the Accounts for the Pay and Proviſions of the Militia, and Damages done by the *Indians*, in the Counties of *Prince William*, *Stafford*, *Orange* and *Culpeper*. 75

Alſo a *Petition* of *Samuel Meredith*, praying to be allowed the Bounty Money he paid, and Expenſes he was at, for two Recruits that he enliſted laſt Year, one of which deſerted, and the other was taken ſick on his March; and alſo for ſundry Guns and Blankets

Blankets he provided for the publick Service, were ſeverally preſented to the Houſe and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Claims; that they examine into the Allegations thereof reſpectively, and report the ſame, with their Opinions thereon, to the Houſe.

On a *Motion* made,

Ordered, That the Committee of Propoſitions and Grievances be diſcharged from proceeding any further on the ſeveral Petitions to them referred relative to the Act of Aſſembly For amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms, and that the ſaid Petitions do lie on the Table.

A *Petition* of *James Cocke*, ſetting forth that ſince his Appointment to the Clerkſhip of the Treaſury the Buſineſs of that Office is greatly increaſed, particularly for the laſt three Years, and praying the Conſideration of the Houſe, was preſented to the Houſe and read, and thereon

Reſolved, That the ſaid *James Cocke* be allowed an additional Sum of £50 per Annum, over and above his Salary.

A *Petition* of *Katherine Bingaman*, ſetting forth that in the Year 1755 ſhe was taken Priſoner by the *Shawaneſe Indians*, and afterwards redeemed by Colonel *Byrd;* that ſhe loſt all ſhe had when carried into Captivity, and is not able to pay the Money advanced for her Redemption without the Aſſiſtance of this Houſe; and praying Relief, was preſented to the Houſe and read, and thereon,

Ordered, That an Addreſs be made to his Honour the Governour to deſire that he will be pleaſed to diſcharge the ſaid *Katherine Bingaman* from any demand for Money paid for her Redemption, as mentioned in the ſaid Petition, and that he will give Orders for allowing the ſaid Money to Colonel *Byrd* in his Accounts againſt the Publick; and that Mr *Pendleton* do wait on his Honour with the ſaid Addreſs.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Reſolved, That the Petition of *Francis Conway*, to be paid for a Slave of his who was committed for Murder, and died in Gaol before his Trial, is reaſonable; and that he ought to be allowed the Sum of £30 for his ſaid Slave.

On Conſideration of the *Petition* of *John Poſey*, to be paid the Bounty Money and
76 Subſiſtance of ſeveral Recruits enliſted by him for the *Cherokee* Expedition, four of which were taken ſick on their March to the Place of Rendezvous, where 11 others were rejected by Major *Lewis*, the Commanding Officer, three of which laſt deſerted, and the other eight were received by Colonel *Byrd*, and ſerved on the Expedition.

Reſolved, That it is the Opinion of this Committee that the Allegations of the ſaid Petition are true, and that he ought to be allowed the Sum of £137. 8. 8 for the Bounty Money and Subſiſtence of the ſaid Recruits.

The *firſt* Reſolutions being read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

Reſolved in the Affirmative.

Ordered, That it be an Inſtruction to the ſaid Committee to make an Allowance in the Book of Claims, to the ſaid *Francis Conway*, purſuant to the ſaid Reſolution.

Ordered, That the Petition of the ſaid *John Poſey*, mentioned in the laſt Reſolution, be recommended to the ſaid Committee.

Mr *Aitchiſon*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For enlarging and aſcertaining the Limits of the Borough of *Norfolk*, and for other Purpoſes therein mentioned; and the ſame was read the firſt time, and ordered to be read a ſecond Time.

Mr *Waller* reported that the Committee to whom the Bill For veſting certain Lands therein mentioned in *Philip Johnſon*, Gent. adding the ſame to the City of *Williamſburg*, and

and for other Purpoſes therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

An *Account* from the County of *Glouceſter*, for building a Wharf at the Warehouſes for the Inſpection of Tobacco at *Glouceſter* Town, was preſented to the Houſe and received and referred to the Conſideration of the Committee of Claims.

Ordered, That a Committee be appointed to examine the enrolled Bills of the following Perſons, *viz.* Mr *William Digges*, Mr *Reade*, Mr *Cabel*, Mr *Henry Lee* and Mr *Waring*.

Ordered, That the Treaſurer's Accounts be referred to Mr *Charles Carter*, Mr *Bland*, Mr *Page*, Mr *Dudley Digges*, Mr *Harriſon*, Mr *Pendleton*, Mr *Cary*, Mr *Thomas Lee*, Mr *Richard Henry Lee* and Mr *Bradley;* that they examine the ſeveral Articles thereof, and report the Balance as it ſhall appear to them to the Houſe.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For dividing the County of *Albemarle* and Pariſh of *St. Anne* and for other Purpoſes therein mentioned.

Alſo a *Bill* To oblige the Owners of Mills, Hedges or Stone Stops, on ſundry Rivers therein Mentioned, to make Openings or Stops therein for the Paſſage of Fiſh.

Alſo a *Bill* For appointing ſeveral new Ferries.

And the ſaid *Bills* were ſeverally read the firſt Time, and ordered to be read a ſecond Time.

Ordered, That the Chaplain attend to read Prayers every Morning at Nine o'Clock. 77

An engroſſed *Bill*, entitled, *An Act for eſtabliſhing the Town of* Woodſtock, *in the County of* Frederick, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Waſhington* do carry up the ſaid Bill to the Council for their Concurrence.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms,

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill To-morrow.

A *Bill* For fitting out an armed Veſſel for the Protection of the Trade of this Colony, was read a ſecond Time; and the Queſtion being put that the ſaid Bill be engroſſed and read a third Time.

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

Mr *Johnſon* reported that the Committee to whom the Bill For dividing the Pariſh of *Frederickſville*, in the County of *Louiſa*, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Tuesday, the 31st of March, 1 Geo. III. 1761.

AN engroſſed *Bill*, entitled, *An Act to dock the Entail of certain Lands whereof* Archibald Cary, *Eſq; is ſeized as tenant in Fee Taille, and to ſettle other Lands of greater Value in Lieu thereof to the ſame Uſes*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Wythe* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *William Digges* reported that the Committee appointed had, according to Order, examined

examined the enrolled Bills, and rectified ſuch Miſtakes as were found therein, and that they were truly enrolled.

Ordered, That Mr *Digges* do carry up the enrolled Bills to the Council for their Inſpection.

An engroſſed *Bill*, entitled, *An Act to prevent Hogs running at large within the Town of* Wincheſter *or the Limits thereof*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Waſhington* do carry up the ſaid Bill to the Council for their Concurrence.

78 Mr *Pendleton*, from the Committee to whom the Bill To empower the Executors of the Will of *Gawin Corbin*, Gent. deceaſed to ſell certain entailed Lands and Slaves for the Payment of his Debts, and for ſettling other Lands of greater Value to the ſame Uſes, was committed, reported that the Committee had examined into the Allegations of the ſaid Bill, and found them to be true, but had made no Amendments thereto.

Ordered, That the ſaid Bill be engroſſed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of the Inſpectors at *Page's* Warehouſe, praying to be allowed for two Hogſheads of Tobacco ſtolen out of the ſaid Warehouſe, be rejected.

Reſolved, That the Petition of *Nathanial Talley*, an inſpector at *Crutchfield's* Warehouſe, praying to be allowed for two Hogſheads of Tobacco ſtolen out of that Warehouſe, be rejected.

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Frederick*, praying that the ſaid Pariſh may be divided, ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms,

Ordered, That the ſeveral Petitions from ſundry Counties relative thereto, Yeſterday ordered to lie on the Table, be referred to the Conſideration of the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee on the ſaid Bill; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Bill under their further Conſideration, but not having Time to go through the ſame they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill Tomorrow.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act for eſtabliſhing the Town of *Woodſtock*, in the County of *Frederick*, *without any Amendment*.

And that they have agreed to the Bill, *entitled*, An Act to dock the Entail of certain Lands whereof *Archibald Cary*, Eſq; is ſeized as Tenant in Fee Taille, and to ſettle other Lands of greater Value in Lieu thereof to the ſame Uſes, *with an Amendment, to which they deſire the Concurrence of this Houſe.*

Alſo that they have inſpected the enrolled Bills, and are ſatiſfied they are truly enrolled.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governour commands the immediate Attendance of your Houſe in the Council Chamber, and that you bring with you ſuch Bills as are ready for his Aſſent.

Mr

Mr *Speaker* with the Houſe went up accordingly, and the Governour was pleaſed to give his Aſſent to the following Bills,* *viz.* 79

1. An Act for recruiting and further continuing the Regiment in the Service of this Colony, and for other Purpoſes therein mentioned.

2. An Act for further continuing an Act, entitled, An Act for reducing the ſeveral Acts for making Proviſion againſt Invaſions and Inſurrections into one Act.

3. An Act to continue and amend an Act, entitled, An Act for the better regulating and collecting certain Officers Fees, and for other Purpoſes therein mentioned.

Mr *Speaker*, with the Houſe, being returned, reported that the Governour had delivered to him a Letter which came to his Hands late Yeſterday Evening from his Excellency Major-General *Amherſt*, which he recommended to the ſerious Conſideration of this Houſe; and that his Honour was pleaſed to obſerve further, that the Inſtructions mentioned in the ſaid Letter to be ſent him by his Majeſty's principal Secretary of State were not yet come to Hand, and that as ſoon as he received them he would communicate them to this Houſe.

And the ſaid *Letter* was read and ordered to lie on the Table.

On a *Motion* made,

Ordered, That the ſecond Reading of the Bill To remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony, which was referred to this Day, be put off until To-morrow.

Mr *Bland*, from the Committee of Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *John Foxcroft*, to be reimburſed his Expenſes in ſtoring and delivering out a Quantity of Goods imported into this Colony, deſigned as Preſents to the *Indians*, and for his Trouble, is reaſonable; and that he ought to be allowed the Sum of £20. 19. 9 for his Expenſes, and £20 for his Trouble, therein.

On Conſideration of the *Petition* of *John Poſey*, to them recommitted, it appeared to your Committee that the ſaid *John Poſey* recruited 61 Men for the Expedition againſt the *Cherokees*, four of which were taken ſick, and four others deſerted on their March to the Place of Rendezvous, where 11 more were rejected by Major *Andrew Lewis*, at that Time the Commanding Officer, and diſcharged, eight of which were afterwards received by Colonial *Byrd*, and ſerved on the ſaid Expediton; that the ſaid *Poſey* paid the Sum of £10 Bounty Money to each of the ſaid 12 Recruits, and was allowed the Sum of 30s. for each Man received by Directions of his Honour the Governour, and 8d. a Day for their Subſiſtance, in his recruiting Account: It alſo appears to your Committee that he hath ſince received the Sum of £12. 13. 4 for the Bounty Money and Expenſe of enliſting and ſubſiſting one of the ſaid Recruits that was ſick, and that there is now due to him the Sum of £137. 8. 8, the Balance of the Bounty Money, Expenſe of enliſting and ſubſiſting the ſaid 12 Recruits.

Reſolved, That he ought to be paid the ſaid Sum by the Publick.

Ordered, That it be an Inſtruction to the ſaid Committee to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions. 80

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration a Petition of ſundry Inhabitants of the lower End of *St. Margaret's* Pariſh, in the County of *Caroline*, praying that Part of the ſaid Pariſh may be added to the Pariſh of *St. David's*, in the County of *King William*.

Alſo a *Petition* of ſundry Inhabitants of the ſaid Pariſh of *St. David's*, to the ſame Purpoſe; and had come to a Reſolution thereon, which he read in his Place, and then delivered in at the Table, where it was again read, and is as follows:

Reſolved,

*Hening, VII, 381—386.

Reſolved, That it is the Opinion of this Committee that the ſaid Petitions ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

Mr *Charles Carter*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill For appointing new Directors and Truſtees for the Town of *Leeds*, in the County of *King George*, and for other Purpoſes therein mentioned; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Chriſtian*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To amend an Act, entitled, *An Act for the better Preſervation of the Breed of Deer;* and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Wednesday, the 1st of April. 1 Geo. III. 1761.

A *Bill* For dividing the County of *Albemarle* and Pariſh of *St. Anne*, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to Mr *Cabell*, Mr *Howard*, Mr *Johnſton*, Mr *Charles Smith*, Mr *Walker* and Mr *Payne*.

A *Bill* for dividing the Pariſh of *Elizabeth River*, in the County of *Norfolk*, into three diſtinct Pariſhes; and for diſſolving the Veſtry of the ſaid Pariſh, and for other Purpoſes therein mentioned; was read a ſecond Time, and committed to Mr *Bradley*, Mr *Tatem* and Mr *Aitchiſon*.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their Conſideration divers Propoſitions and Petitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of ſundry Inhabitants of the County of *King* and *Queen*, praying that a Town may be eſtabliſhed at *Todd's* Warehouſe, in the ſaid County, ought to be referred to the Conſideration of the next Seſſion of Aſſembly.

Reſolved, That the Petition of ſundry Inhabitants of the Pariſh of *Weſtover*, in the County of *Charles City*, complaining of ſundry illegal Proceedings of the Veſtry of the ſaid Pariſh, and praying that the ſaid Veſtry may be diſſolved, be rejected.

81 *Reſolved*, That the Petition of ſundry other Inhabitants of the ſaid Pariſh, in Oppoſition thereto, is reaſonable.

A *Bill* For further enlarging the Town of *Dumfries*, in the County of *Prince William*, was read a ſecond Time, and committed to the Members for the ſaid County of *Prince William*.

The Houſe proceeded to the Conſideration of the Amendment propoſed by the Council to the Bill, entitled, *An Act to dock the Entail of certain Lands whereof* Archibald Cary, *Eſq; is ſeized as Tenant in Fee Taille, and to ſettle other Lands of greater Value in Lieu thereof to the ſame Uſes;* and the ſame being twice read, was agreed to.

Ordered, That Mr *Wythe* do go up with a Meſſage to the Council, and acquaint them that this Houſe have agreed to the Amendments by them propoſed to the ſaid Bill.

An engroſſed *Bill*, entitled, *An Act for veſting certain Lands therein mentioned in* Philip Johnſon, *Gent. adding the ſame to the City of* Williamſburg, *and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Waller* do carry up the ſaid Bill to the Council for their Concurrence.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco and preventing Frauds in his Majeſty's Cuſtoms; and after ſome Time ſpent therein, Mr *Speaker* reſumed

reſumed the Chair, and Mr *Charles Carter* reported that the Committee had gone through the ſaid Bill, and made ſeveral Amendments thereto, but not having Time to prepare and draw up the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill To-morrow.

A *Meſſage* from the Governour by Mr *Walthoe*.

Mr *Speaker*,

The Governour has commanded me to deliver to your Houſe a Letter juſt come to Hand from the Right Honourable Mr Secretary Pitt, *which he refers to their Conſideration.*

And the ſaid *Letter* was read, and ordered to lie on the Table.

A written *Meſſage* from the Governour was at the ſame Time delivered by Mr *Walthoe*, as follows:

Mr *Speaker*,

I am much obliged to your Houſe for the Confidence they have placed in me with Regard to the Affairs now to be tranſacted with the Cherokees, *which really appear to be of a very nice and delicate Nature; becauſe I am to ſatiſfy thoſe People with ſuch Preſents as ought to be given on this Occaſion, when perhaps they expect much larger, and to avoid treating of Peace, the Terms whereof cannot be offered or accepted on our Parts without bringing the Faith of* Britons, *ſo neceſſary to be preſerved, under Suſpicion; To redeem alſo the unhappy Captives that have fallen into their Hands on ſuch Conditions as are Conſiſtent with the Safety of his Majeſty's other Subjects, and at the ſame Time to ſhow them that we are ready* 82
for a Reconciliation when our Honour will permit it, without diſcovering any Tendency to Inſult or Dejection. On theſe Conſiderations, it would be extremely agreeable to me if your Houſe would allow me to employ one or two Commiſſioners to aſſiſt me, on whoſe Care and Prudence I might rely, to whom I might explain the Plan I have laid down for my Conduct, on whom I might depend for a ſtrict Adherence to my Orders, and with whom I could from Time to Time correſpond whilſt the Matter is in Agitation.

And the ſaid *Meſſage* was read, and referred to be conſidered on *Friday* next.

Mr *Bland*, from the Committee of publick Claims, reported that the Committee had had under their Conſideration ſeveral Petitions to them referred, and had come to ſeveral Reſolutions thereon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houſe, as follow:

Reſolved, That the Petition of *Henry Peyton*, *Thomas Slaughter* and *William Green*, to be paid for their Trouble as Commiſſioners for ſettling the Accounts for the Pay and Proviſions of the Militia, and Damages done by the *Indians* in the Counties of *Prince William*, *Stafford*, *Orange* and *Culpeper*, is reaſonable; and that they ought to be allowed the Sum of £15 each, for their Trouble and Expenſe therein.

Reſolved, That the Petition of *Samuel Meredith*, to be reimburſed the Money expended by him in enliſting and maintaining two Recruits for the *Cherokee* Expedition, one of which was taken ſick on the March, and afterwards joined the Forces and ſerved on the Expedition; the other rejected by Major *Andrew Lewis*, the Commanding Officer, appointed to receive the Recruits at the Place of Rendezvous; and for Blankets and Firelocks furniſhed ſeveral of the Soldiers by him enliſted, and who afterwards ſerved on that Expedition, is reaſonable; and that he ought to be allowed the Sum of £81. 5. 4. for the Bounty Money, Expenſe of enliſting and ſubſiſting the ſaid two Recruits, and for the Blankets and Firelocks furniſhed by him as aforeſaid.

Reſolved, That the Petition of *Robert Wade*, to be reimburſed the Bounty Money and Expenſe of enliſting a Recruit for the *Cherokee* Expedition, refuſed by the Officer appointed to receive ſuch Recruits at the Place of Rendezvous, is reaſonable; and that he ought to be allowed the Sum of £11. 10. 0 for the Bounty Money, and Expenſe of enliſting the ſaid Recruit.

On

On Conſideration of the *Petition* of *Clement Reade*, it appears to your Committee that the ſaid *Reade* was at the Trouble of agreeing with Workmen to build a Magazine and Houſe for the Reception of Arms, Ammunition and Proviſions, for the Uſe of the Militia on the Frontiers of this Colony; that after the ſaid Magazine and Houſe were finiſhed, he took Care of the ſame, and gave out Arms, Ammunition and Proviſions, from Time to Time, to ſeveral Detachments of Militia, for the Space of four Years, and three Months; that, as Paymaſter to the Militia of the County of *Lunenburg*, he received and paid away the Sum of £2800, and kept regular Accounts of the ſame, which he ſet-
83 tled before the Commiſſioners appointed by Act of Aſſembly for that Purpoſe; that he loſt £12 in Treaſury Notes of the Money ſo received by him, and that he was ten Days on a Journey to the Counties of *Bedford* and *Halifax*, by Order of the Governour, to examine into the Incurſions and Depredations of the *Indians*.

Reſolved, That the ſaid *Clement Reade* ought to be allowed the Sum of £114. 17. 6, for his Trouble in the ſeveral Matters in his Petition mentioned.

Ordered, That it be an Inſtruction to the ſaid Committee to make the ſeveral Allowances in the Book of Claims, purſuant to the ſaid Reſolutions.

A *Bill* To remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony was according to Order read a ſecond Time, and ordered to be committed to a Committee of the whole Houſe immediately.

The Houſe accordingly reſolved itſelf into a Committee on the ſaid Bill, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Bill under their Conſideration, but not having Time to go through the ſame they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill To-morrow.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Thurſday, the 2d of April, 1 Geo. III. 1761.

MR. *Bland*, from the Committee of publick Claims, reported that the Committee had examined and conſidered all the publick Claims which had been laid before them this Seſſion, and agreed on a Report, which he had entered in a Book, and he delivered the Book in at the Table.

A *Bill* For enlarging and aſcertaining the Limits of the Borough of *Norfolk*, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to Mr *Aitchiſon*, Mr *Bradley*, Mr *Tatem* and Mr *Attorney*.

An engroſſed *Bill*, entitled, *An Act to dock the Entail of certain Lands whereof* Carter Henry Harriſon *is ſeized, and for ſettling other Lands to the ſame Uſes*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Attorney* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* For regulating the Practice of Attornies was read a ſecond Time, and committed to Mr *Bland*, Mr *Richard Henry Lee*, Mr *Waller* and Mr *Landon Carter*.

Mr *Charles Carter*, from the Committee of Propoſitions and Grievances, reported that the Committee had had under their further Conſideration, the Petition of ſundry Inhabitants of the Pariſh of *St. Margaret's*, in the County of *Caroline*, alſo the Petition
84 of ſundry Inhabitants of the Pariſh of *St. David's* in the County of *King William*, to them recommitted, and had come to a Reſolution thereon; which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, with an Amendment, as follows:

Reſolved, That the ſaid Petitions ought to be referred to the next Seſſion of Aſſembly.

Mr *Charles Carter* reported that he had, according to Order, waited on his Honour the

the Governour with the Addreſs of this Houſe in Favour of Capt. *Van Braam*, to which his Honour was pleaſed to anſwer that he would recommend him to Lord *Halifax* and Mr Secretary *Pitt* for Promotion in his Majeſty's Service.

Mr *Henry Lee*, from the Committee to whom the Bill For further enlarging the Town of *Dumfries*, in the County of *Prince William*, was committed, reported that the Committee had made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table.

Ordered, That the Conſideration of the ſaid Amendments be put off until To-morrow.

An engroſſed *Bill*, entitled, *An Act to empower the Executors of the Will of* Gawin Corbin, *Gent. deceaſed, to ſell certain entailed Lands and Slaves for the Payment of his Debts, and for ſettling other Lands of greater Value to the ſame Uſes*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry it to the Council for their Concurrence.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee on the Bill For further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco and preventing Frauds in his Majeſty's Cuſtoms, and after ſome Time ſpent therein Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Bill under their further Conſideration, and made ſeveral Amendments thereto, which they had directed him to report to the Houſe; and he read the ſaid Amendments in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houſe, with ſome Amendments.

Ordered, That the Bill with the Amendments as amended be engroſſed, and read a third Time.

The other *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee on the Bill For removing the Seat of Government to a Place more convenient to the Inhabitants of this Colony, and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Bill under their further Conſideration, but not having Time to go through the ſame, they had directed him to move for Leave to ſit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill on *Monday* next.

An engroſſed *Bill*, entitled, *An Act for dividing the Pariſh of* Frederickſville, *in the County of* Louiſa, *and for directing the Election of Veſtrymen for the Pariſh of* Hampſhire, *in the County of* Hampſhire, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their 85
Concurrence.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Friday, the 3d of April. 1 Geo. III. 1761.

MR. *Charles Carter*, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill For dividing the Pariſh of *Cumberland*, in the County of *Lunenburg*, and for other Purpoſes therein mentioned.

Alſo a *Bill* For taking ſpecial Bail in the Country on Actions and Suits in the General Court; and the ſaid Bills were ſeverally read the firſt Time, and ordered to be read a ſecond Time.

Mr *Carter* alſo from the ſaid Committee preſented to the Houſe, according to Order, a Bill For allowing a Reward to Conſtables for certain Services therein mentioned; and

and the ſame was read the firſt Time, and the Queſtion being put that the ſaid Bill be read a ſecond Time.

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

The Houſe, according to Order, proceeded to the Conſideration of the Amendments propoſed to the Bill For further enlarging the Town of *Dumfries*, in the County of *Prince William*, and the ſame being read were agreed to by the Houſe.

Ordered, That the ſaid Bill with the Amendments be engroſſed, and read a third Time.

Mr *Cabel*, from the Committee to whom the Bill For dividing the County of *Albemarle* and Pariſh of *St. Anne*, and for other Purpoſes therein mentioned, was committed, reported that the Committee had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered That the Bill with the Amendments be engroſſed, and read a third Time.

Mr *Bland*, from the Committee to whom the Bill For eſtabliſhing a Town on the Glebe Land of *Dale* Pariſh, in the County of *Chefterfield*, and appropriating Part of the ſaid Land for publick Landings, was committed, reported that the Committee had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the ſaid Bill with the Amendments be engroſſed, and read a third Time.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act for veſting certain Lands therein mentioned in *Philip Johnſon*, Gent. adding the ſame to the City of *Williamſburg*, and for other Purpoſes therein mentioned.

Alſo to the Bill, *entitled*, An Act to empower the Executors of the Will of *Gawin Corbin*, Gent. deceaſed, to ſell certain entailed Lands and Slaves for the Payment of his Debts, and for ſettling other Lands of greater Value to the ſame Uſes.

86 *Alſo to the* Bill, *entitled*, An Act to dock the Entail of certain Lands whereof *Carter Henry Harriſon* is ſeized, and for ſettling other Lands to the ſame Uſes.

Alſo to the Bill, *entitled*, An Act for dividing the Pariſh of *Frederickſville*, in the County of *Louiſa*, and for directing the Election of Veſtrymen in the Pariſh of *Hampſhire*, in the County of *Hampſhire*.

Mr *Bradley*, from the Committee to whom the Bill For dividing the Pariſh of *Elizabeth River*, in the County of *Norfolk*, into three diſtinct Pariſhes, for diſſolving the Veſtry of the ſaid Pariſh, and for other Purpoſes therein mentioned, was committed, reported that the Committee had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the ſaid Bill with the Amendments be engroſſed, and read a third Time.

A *Bill* For appointing ſeveral new Ferries was read a ſecond Time, and committed to Mr *Reade* and Mr *Terry*.

An engroſſed *Bill*, entitled, *An Act for amending and further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's cuſtoms*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Bland* reported that the Committee to whom the Bill For regulating the practice of Attornies was committed, had made ſeveral Amendments thereto, which he read in his

his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

Mr *Attorney* reported that the Committee to whom the Bill For enlarging and aſcertaining the Limits of the Borough of *Norfolk*, and for other Purpoſes therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

The Houſe, according to Order, proceeded to the Conſideration of the Governour's written Meſſage on *Wedneſday* laſt; and the ſame being again read, it was thereon

Reſolved, That an humble Addreſs be made to his Honour the Governour to deſire that he will be pleaſed to appoint ſuch Commiſſioners for the Purpoſes mentioned in his ſaid Meſſage as he ſhall think fit, and that Mr *Attorney* do wait on his Honour with the ſaid Addreſs.

Mr *Pendleton* preſented to the Houſe, according to Order, a Bill To enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, and for other Purpoſes therein mentioned; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A *Bill* For appointing new Directors and Truſtees for the Town of *Leeds*, in the 87
County of *King George*, and for other Purpoſes therein mentioned.

Alſo a *Bill* To continue an Act, entitled, *An Act for reducing the ſeveral Acts made for laying a Duty on Liquors into one Act*, were ſeverally read a ſecond Time.

Ordered, That the ſaid Bills be engroſſed, and read a third Time.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Saturday, the 4th of April, 1 Geo. III. 1761.

A *Bill* To oblige the Owners of Mills, Hedges or Stone Stops, on ſundry Rivers therein mentioned, to make Openings or Slopes therein, for the Paſſage of Fiſh.

Alſo a *Bill* To amend an Act, entitled, *An Act for the better Preſervation of the Breed of Deer, and preventing unlawful Hunting.*

Alſo a *Bill* To amend an Act, entitled, *An Act for reducing the ſeveral Acts for licenſing Pedlars and preventing Frauds in the Duties on Skins and Furs.*

Alſo a *Bill* For taking ſpecial Bail in the Country on Actions and Suits in the General Court, were ſeverally read a ſecond Time.

Ordered, That the ſaid Bills be engroſſed, and read a third Time.

An engroſſed *Bill*, entitled, *An Act for further enlarging the Town of* Dumfries *in the County of* Prince William, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill To preſerve the Water for the Uſe of the Inhabitants of the Town of *Winchester*, and the Limits thereof, by preventing Hogs from running at large therein, and it is referred to Mr *Pendleton* and Mr *Waſhington* to prepare and bring in the ſame.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act for amending and further continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco, and preventing Frauds in his Majeſty's Cuſtoms.

An

An engroſſed *Bill*, entitled, *An Act to empower the Veſtry of the Pariſh of* Antrim, *in the County of* Halifax, *to ſell their Glebe in the ſaid Pariſh, and to apply the Purchaſe Money towards buying another more convenient Glebe*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* For dividing the Pariſh of *Cumberland* in the County *of Lunenburg*, and for other Purpoſes therein mentioned, was read a ſecond Time, and committed to Mr *Reade* and Mr *Le Grand*.

An engroſſed *Bill*, entitled, *An Act for dividing the Pariſh of* Elizabeth River, *in*
88 *the County of* Norfolk, *into three diſtinct Pariſhes, for diſſolving the Veſtry of the ſaid Pariſh and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

A *Bill* To enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, was read a ſecond Time, and committed to Mr *Edmund Pendleton*, Mr *Henry Pendleton*, Mr *James Taylor* and Mr *Fielding Lewis*.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act to empower the Veſtry of the Pariſh of *Antrim*, in the County of *Halifax*, to ſell their Glebe in the ſaid Pariſh, and to apply the Purchaſe Money towards buying another more convenient Glebe.

Alſo to the Bill, *entitled*, An Act for further enlarging the Town of *Dumfries*, in the County of *Prince William*.

The Houſe proceeded to the Conſideration of the Book of Claims, preſented to the Houſe on *Thurſday* laſt and ordered to lie on the Table, and Part thereof was read and agreed to.

Ordered, That the further Conſideration of the ſaid Book be put off until *Monday* next.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Monday, the 6th of April, 1 Geo. III. 1761.

AN engroſſed *Bill*, entitled, *An Act for enlarging and aſcertaining the Limits of the Borough of* Norfolk *and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Bradley* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Reade* reported that the Committee to whom the Bill For appointing ſeveral new Ferries was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read and agreed to.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

An engroſſed *Bill*, entitled, *An Act to amend an Act, entitled, An Act concerning Seamen*, alſo one other Act, entitled, *An Act for preventing Frauds in the Cuſtoms and in clearing of Ships, for aſcertaining Collectors and Naval Officers Fees, and to prohibit and prevent the caſting Ballaſt or dead Bodies into Rivers and Creeks*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered,

Ordered, That Mr *Harrifon* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Charles Carter* reported that the Committee appointed to examine the Treaſurer's 89
Accounts had had the ſame under their Conſideration, and examined all the ſeveral Articles and Vouchers thereof, and had agreed on a Report, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

It appears that the ſaid Accounts are truly ſtated, and that their remains a Balance of £231. 6. 6, due to the Treaſurer on the publick Account.

That there remains in the Treaſurer's Hands a Balance of £29319. 18. 11 for the Duty on Tobacco in 1759 and 1760, and for the Land and Poll Tax, in the ſaid Years, and for the Duty on Slaves.

That burned Tobacco Notes not yet taken in amount to £2942.

That there remains in the Treaſurer's Hands £1027. 14. 8 of the Money reſerved for the Redemption of the old Notes bearing Intereſt, ſo many of the ſaid Notes remaining ſtill out.

That there ſtill remains in the Treaſurer's Hands £2500, the Balance due to the Commiſſioners for the *Indian* Trade.

That there remains in the Treaſurer's Hands £27738. 00. 2 for Bills of Exchange drawn on *James Abercrombie* Eſq; purſuant to Acts of Aſſembly.

That there alſo remains in the Treaſurer's Hands a Balance of £5212. 4. 1 for the Treaſury Notes emitted in *February* and *November* 1759, *March* and *May* 1760.

Reſolved, That the ſaid Accounts do paſs.

Ordered, That Mr *Charles Carter* do carry up the Treaſurer's Accounts to the Council for their Concurrence.

An engroſſed *Bill*, entitled, *An Act for dividing the Counties of* Albemarle *and* Louiſa *and Pariſh of* St. Anne, *and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Cabell* do carry up the ſaid Bill to the Council for their Concurrence.

The Houſe, according to Order, reſumed the adjourned Conſideration of the Book of Claims, and the remaining Part thereof was read; and the Allowances of the ſeveral Officers being added, it was agreed to by the Houſe.

Ordered, That Mr *Bland* do carry up the Book of Claims to the Council for their Concurrence.

On a *Motion* made,

Reſolved, That the Sum of £1000 be paid by the Treaſurer out of the publick Money in his Hands to the Hon. *Francis Fauquier*, Eſq; as a grateful Acknowledgement from this Houſe for his prudent Conduct and unwearied Aſſiduity in the management of the publick Affairs, to the Honour of his Majeſty and the Intereſt of this Colony.

The *Order* of the Day being read for the Houſe to reſolve itſelf again into a Committee on the Bill To remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony,

Reſolved, That this Houſe will again reſolve itſelf into a Committee on the ſaid Bill To-morrow.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Tuesday, the 7th of April, 1 Geo. III. 1761.

90

AN engroſſed *Bill*, entitled, *An Act for eſtabliſhing a Town on the Glebe Land of* Dale *Pariſh, in the County of* Cheſterfield, *and appropriating Part of the ſaid Land for publick Landings*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered,

Ordered, That Mr *Cary* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, entitled, *An Act for appointing new Directors and Truſtees for the Town of* Leeds, *in the County of* King George, *and for other Purpoſes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, entitled, *An Act to continue an Act, entitled, An Act for reducing the ſeveral Acts made for laying a Duty on Liquors into one Act*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Harriſon* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, entitled, *An Act to amend an Act, entitled, An Act for reducing the ſeveral Acts for licenſing Pedlars and preventing Frauds in the Duty on Skins and Furs into one Act*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Harriſon* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Pendleton*, from the Committee appointed, preſented to the Houſe, according to Order, a Bill To preſerve the Water for the Uſe of the Inhabitants of the Town of *Winchester* and the Limits thereof, by preventing Hogs from running at large therein; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

The *Order* of the Day being read,

The Houſe again reſolved itſelf into a Committee on the Bill To remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Charles Carter* reported that the Committee had had the ſaid Bill under their further Conſideration, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and ſome of them were agreed to, and others diſagreed to; and the Queſtion being put that the ſaid Bill with the Amendments be engroſſed and read a third Time, the Houſe divided.

Yeas go forth

Yeas, 35
Noes, 36.

It paſſed in the Negative.

Reſolved, That the ſaid Bill be rejected.

91 A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill *entitled*, An Act for dividing the Pariſh of *Elizabeth River*, in the County of *Norfolk*, into three diſtinct Pariſhes; for diſſolving the Veſtry of the ſaid Pariſh, and for other Purpoſes therein mentioned.

Alſo to the Bill, *entitled*, An Act for enlarging and aſcertaining the Limits of the Borough of *Norfolk*, and for other Purpoſes therein mentioned.

Alſo to the Bill, *entitled*, An Act for eſtabliſhing a Town on the Glebe Land of *Dale* Pariſh, in the County of *Chesterfield*, and appropriating Part of the ſaid Land for publick Landings.

Alſo to the Bill, *entitled*, An Act for dividing the Counties of *Albemarle* and *Louiſa* and Pariſh of *St. Anne*, and for other Purpoſes therein mentioned.

Alſo to the Bill, *entitled*, An Act for appointing new Directors and Truſtees for the Town of *Leeds*, in the County of *King George*, and for other Purpoſes therein mentioned.

And to the Book of publick Claims.

Ordered, That Mr *Bland* do carry the ſaid Book to the Governour, and deſire his Aſſent thereto.

Ordered,

Ordered, That a Committee be appointed to proportion the publick Levy, to conſiſt of the following Perſons, *viz.* Mr *Bland*, Mr *Waller*, Mr *Eyre*, Mr *Walker*, Mr *Ball*, Mr *Reade*, Mr *Upſhaw* and Mr *Carrington*.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Wednesday, the 8th of April, 1 Geo. III. 1761.

MR. *Edmund Pendleton* reported that the Committee to whom the Bill To enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General *Alexander Spotſwood*, and for other Purpoſes therein mentioned, was committed, had examined into the Allegations thereof, and found them to be true, and had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

Mr *Speaker* informed the Houſe that he had juſt received a Letter from his Excellency Major-General *Amherſt* in Anſwer to the Addreſs of this Houſe lately tranſmitted to him, which he delivered in at the Table.

And the ſaid *Letter* was read, and ordered to lie on the Table.

An engroſſed *Bill*, entitled, *An Act for appointing ſeveral new Ferries*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Waſhington* do carry up the ſaid Bill to the Council for their Concurrence. 92

An engroſſed *Bill*, entitled, *An Act for regulating the Practice of Attornies*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Claiborne* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Reade* reported that the Committee to whom the Bill For dividing the Pariſh of *Cumberland*, in the County of *Lunenburg*, and for other Purpoſes therein mentioned, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendments be engroſſed, and read a third Time.

An engroſſed *Bill*, entitled, *An Act to oblige the Owners of Mills, Hedges or Stone Stops, on Sundry Rivers therein mentioned, to make Openings or Slopes therein for the Paſſage of Fiſh*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry up the ſaid Bill to the Council for their Concurrence.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill For paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly; and it is referred to Mr *Harriſon* and Mr *Pendleton* to prepare and bring in the ſame.

An engroſſed *Bill*, entitled, *An Act to amend an Act, entitled, An Act for the better Preſervation of the Breed of Deer, and preventing unlawful Hunting*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Treaſurer's Accounts.

Alſo to the Bill, *entitled*, An Act to amend an Act, entitled, An Act concerning Seamen, *alſo one other Act*, entitled, An Act for preventing Frauds in the Cuſtoms and in clearing of Ships, for aſcertaining Collectors and Naval Officers Fees, and to prohibit and prevent the caſting Ballaſt or dead Bodies into River or Creeks.

Alſo to the Bill, *entitled*, An Act to oblige the Owners of Mills, Hedges or Stone Stops, on ſundry Rivers therein mentioned, to make Openings or Slopes therein for the Paſſage of Fiſh.

Alſo to the Bill, *entitled*, An Act for regulating the Practice of Attornies, *without any Amendments.*

And that they have agreed to the Bill, *entitled*, An Act for appointing ſeveral new Ferries, *with an Amendment, to which they deſire the Concurrence of this Houſe.*

The Houſe immediately proceeded to the Conſideration of the Amendment propoſed by the Council to the ſaid Bill, and the ſame being read was agreed to.

Ordered, That Mr *Waſhington* do go up with a Meſſage to the Council, and acquaint them that this Houſe have agreed to the Amendment by them propoſed to the ſaid Bill.

An engroſſed *Bill*, entitled, *An Act for taking ſpecial Bail in the Country on Actions and Suits in the General Court*, was read the third Time and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

93 *Ordered*, That Mr *Attorney-General* do carry up the ſaid Bill to the Council for their Concurrence.

A *Meſſage* from the Governour by Mr *Walthoe*.

That his Honour has juſt received Letters from the Right Honourable Mr Secretary Pitt; *alſo a Letter from Colonel* Byrd, *enclоſing Extracts of ſundry Letters to him from his Excellency Major-General* Amherſt, *which he had commanded him to lay before this Houſe.*

And the ſaid *Letters* were read, and ordered to lie on the Table.

A *Bill* To preſerve the Water for the Uſe of the Inhabitants of the Town of *Wincheſter* and the Limits thereof, by preventing Hogs from running at large therein, was read a ſecond Time, and an Amendment made thereto.

Ordered, That the Bill with the Amendment be engroſſed, and read a third Time.

The Houſe proceeded to the Conſideration of the Report from the Committee of Claims made on the 28th of *March* laſt, wherein the Accounts of the Expenſes of the Militia drawn out into actual Service on the Frontiers of this Colony, alſo the Demands of ſundry Perſons for Proviſions and other Neceſſaries furniſhed the ſaid Militia, and the Damages done to ſundry Inhabitants of this Colony by the *Indians*, are ſtated and ſettled and the ſame being read, was agreed to.

94 *Ordered*, That Mr *Bland* do carry up the ſaid Accounts to the Council for their Concurrence.

An engroſſed *Bill*, entitled, *An Act to enable the Executors of the Will of* John Spotſwood, *Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major General* Alexander Spotſwood, *and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Pendleton* do carry up the ſaid Bill to the Council for their Concurrence.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Thurſday, the 9th of April, 1 Geo. III. 1761.

AN engroſſed *Bill*, entitled, *An Act to preſerve the Water for the Uſe of the Inhabitants of the Town of* Wincheſter, *and the Limits thereof, by preventing Hogs from running at large therein*, was read the third Time.

Reſolved, that the Bill do paſs.

Ordered,

Ordered, That Mr *Wafhington* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, entitled, *An Act for dividing the Pariſh of* Cumberland, *in the County of* Lunenburg, *and for other Purpoſes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Reade* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Bland* reported that the Committee appointed had, according to Order, ſettled the Proportion of the Country Levy, and ſtated the ſame in a Book, which he delivered in at the Table, where it was read and agreed to by the Houſe.

Ordered, That Mr *Bland* do carry up the ſaid Book to the Council for their Concurrence. 94

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Accounts of the Expenſes of the Militia, and for Proviſions and other Neceſſaries found for them, and of the Damages done by the Indians *to the Inhabitants of this Colony.*

Alſo to the Bill, *entitled*, An Act to enable the Executors of the Will of *John Spotſwood*, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major General *Alexander Spotſwood*, and for other Purpoſes therein mentioned, *without any Amendments.*

And that they have agreed to the Bill, *entitled*, An Act to amend an Act, entitled, An Act for the better Preſervation of the Breed of Deer and preventing unlawful Hunting.

Alſo to the Bill, *entitled*, An Act for taking ſpecial Bail in the Country on Actions and Suits in the General Court, *with ſome Amendments to each of the ſaid Bills, to which they deſire the Concurrence of this Houſe.*

The Houſe immediately proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill firſt above mentioned, and the ſame being read were agreed to.

Ordered, That Mr *Edmund Pendleton* do go up with a Meſſage to the Council, and inform them thereof.

Then the Houſe proceeded to the Conſideration of the Amendments propoſed by the Council to the other Bill above mentioned, and the ſame being read were likewiſe agreed to.

Ordered, That Mr *Attorney-General* do go up with a Meſſage to the Council, and acquaint them therewith.

Mr *Harriſon* preſented to the Houſe, according to Order, a Bill For paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly; and the ſame was read the firſt Time, and ordered to be read a ſecond Time; and,

On a *Motion* made,

The ſaid *Bill* was immediately read a ſecond Time, and an Amendment was made thereto.

Ordered, That the ſaid Bill with the Amendment be engroſſed, and read a third Time.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Book of Proportions.

Alſo to the Bill, *entitled*, An Act for dividing the Pariſh of *Cumberland*, in the County of *Lunenburg*, and for other Purpoſes therein mentioned.

Alſo to the Bill, *entitled*, An Act to preſerve the Water for the Uſe of the Inhabitants of the Town of *Winchefter* and the Limits thereof, by preventing Hogs from running at large therein.

On a *Motion* made,

Ordered, That Leave be given to bring in a Bill For Laying a publick Levy, and it is referred to Mr *Bland* to prepare and bring in the ſame.

A

A Written *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker*,

Colonel Byrd *being juſt arrived, and acquainting me it is General* Amherſt's *ſpecial Requeſt that this Government ſhould raiſe 700 Men more (to be clothed, armed and victualled, at the Expenſe of the Crown) to chaſtiſe our* Indian *Enemies, I earneſtly recommend the ſame to the immediate Conſideration of your Houſe.*

96 And the ſaid *Meſſage* was read, and ordered to be referred to the Conſideration of of a Committee of the whole Houſe immediately.

Ordered, That the ſeveral Letters from Mr Secretary *Pitt*, Major General *Amherſt* and Colonel *Byrd*, Yeſterday laid before the Houſe by Command of his Honour the Governour, be referred to the Conſideration of the ſaid Committee.

And then the Houſe reſolved itſelf into a Committee on the ſaid Meſſage and Letters; and after ſome Time ſpent therein, Mr *Speaker* reſumed the Chair, and Mr *Attorney General* reported that the Committee had had the ſaid Meſſage and Letters under their Conſideration, and had come to a Reſolution thereon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houſe, as follows:

Reſolved, That an humble Addreſs be made to his Honour the Governour to inform him that by the Act paſſed this Seſſion of Aſſembly, For recruiting and further continuing the Regiment in the Service of this Colony, we have done the utmoſt for the Defence of the Country which our Circumſtances will admit of.

Ordered, That an Addreſs be drawn up purſuant to the ſaid Reſolution, and it is referred to Mr *Attorney*, Mr *Pendleton*, Mr *Bland*, and Mr *Randolph*, to prepare and bring in the ſame.

Mr *Bland* preſented to the Houſe, according to Order, a Bill For raiſing a publick Levy; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Mr *Pendleton* reported that the Committee appointed had, according to Order, enquired whether any and what Part of a Judgment recovered in the General Court by *William Trent*, Gent. againſt the Hon. *Robert Dinwiddie*, Eſq; late Lieutenant Governour of this Colony, ought to be paid by the Publick; and that they had agreed on a Report, and come to a Reſolution thereon, which he read in his Place, and then delivered in at the Table, where the ſame were again read, and are as follow:

It appears to your *Committee* that Mr *Trent's* Claim for £401. 2. 9½ Part of his Recovery, was for his Expenſe and Trouble in carrying out Preſents of Goods for the *Indians* at two ſeveral Times by Order of the Governour and Council; that his Claim of £291. 5. 10 was for the Pay and Proviſions of himſelf and a Company of Men under his Command, raiſed by Order of the ſaid Lieutenant-Governour, before the firſt *Virginia* Regiment was eſtabliſhed, and who afterwards were enliſted into the ſaid Regiment; and that £107. 11. 4½, the Reſidue of his Recovery of £800, was allowed by the Jury for Intereſt on thoſe Sums, of which Intereſt £45. 2. 2 accrued on the ſaid Sum of £291. 5. 10.

Reſolved, That it is the Opinion of this Committee that the ſaid Sum of £291. 5. 10 ought to be paid by the Publick, but no Part of the Intereſt, as Application was never made to this Houſe for Payment of the ſaid Money; and it was a Tranſaction entirely between the ſaid Lieutenant-Governour and Council, and the ſaid *Trent*.

96 The ſaid *Reſolution* being read a ſecond Time, and the Queſtion put that the Houſe agree thereto,

It paſſed in the Negative.

On a *Motion* made,

A *Bill* For raiſing a publick Levy was read a ſecond Time, and committed to Mr *Randolph* and Mr *Attorney-General*.

And then the Houſe adjourned until To-morrow Morning Ten o'Clock.

Friday.

Friday, the 10th of April. 1 Geo. III. 1761.

MR. *Randolph* reported that the Committee to whom the Bill For raiſing a publick Levy was committed, had made an Amendment thereto, which he read in his Place, and then delivered the Bill with the Amendment in at the Table, where the Amendment was again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendment be engroſſed, and read a third Time.

An engroſſed *Bill*, entitled, *An Act for paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly*, was read a third Time, and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Harriſon* do carry up the ſaid Bill to the Council for their Concurrence.

An engroſſed *Bill*, entitled, *An Act for raiſing a public Levy*, was read the third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Waller* do carry up the ſaid Bill to the Council for their Concurrence.

Mr *Attorney* reported that the Committee appointed had, according to Order, prepared an Addreſs to the Governour, purſuant to the Reſolution of the Committee, Yeſterday agreed to by the Houſe; and he read the ſame in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the Houſe.

Ordered, That the ſaid Addreſs be fairly tranſcribed, and preſented to the Governour by the Committee who prepared the ſame.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have agreed to the Bill, *entitled*, An Act for raiſing a publick Levy.

Alſo to the Bill, *entitled*, An Act for paying the Burgeſſes Wages in Money for this preſent Seſſion of Aſſembly.

A *Meſſage* from the Council by Mr *Walthoe*.

That they have ſent down the joint Addreſs of the Governour, Council and Houſe of Burgeſſes, to his Majeſty, ſigned by the Governour and Preſident of the Council, to be ſigned by the Speaker of this Houſe.

Mr *William Digges* reported that the Committee appointed had, according to Order, examined the reſt of the enrolled Bills, and rectified ſuch Miſtakes as were found therein, and that they were truly enrolled.

Ordered, That Mr *Digges* do carry up the enrolled Bills to the Council for their Inſpection.

A *Meſſage* from the Council by Mr *Walthoe*. 97

That they have inſpected the enrolled Bills, and are ſatiſfied they are truly enrolled.

A *Meſſage* from the Governour was delivered by Mr *Walthoe*.

Mr *Speaker*,

The Governour commands the immediate Attendance of this Houſe in the Council Chamber, and that you bring with you ſuch Bills and Reſolves as are ready for his Aſſent.

Mr *Speaker*, with the Houſe, went up accordingly; and the Governour was pleaſed to give his Aſſent to the following Bills,* *viz.*

4. An Act for further amending and continuing the ſeveral Acts of Aſſembly of this Colony for amending the Staple of Tobacco and preventing Frauds in his Majeſty's Cuſtoms.

5. To

*Hening, VII, 386 ff.

5. To continue an Act, entitled, An Act for reducing the ſeveral Acts made for laying a Duty on Liquors into one Act.

6. To amend an Act, entitled, An Act concerning Seamen, alſo one other Act, entitled, An Act for preventing Frauds in the Cuſtoms, and in clearing of Ships, for aſcertaining Collectors and Naval Officers Fees, and to prohibit and prevent the caſting Ballaſt or dead Bodies into Rivers and Creeks.

7. For raiſing a publick Levy.

8. For regulating the Practice of Attornies.

9. For appointing ſeveral new Ferries.

10. For taking special Bail in the Country on Actions and Suits in the General Court.

11. To amend an Act, entitled, An Act for reducing ſeveral Acts for licenſing Pedlars and preventing Frauds in the Duties on Skins and Furs into one Act.

12. For eſtabliſhing the Town of Woodſtock, in the County of Frederick.

13. For eſtabliſhing a Town on the Glebe Land of Dale Pariſh, in the County of Cheſterfield, and appropriating Part of the ſaid Land for publick Landings.

14. To oblige the Owners of Mills, Hedges or Stone Stops, on ſundry Rivers therein mentioned, to make Openings or Slopes therein, for the Paſſage of Fiſh.

15. To preſerve the Water for the Uſe of the Inhabitants in the Town of Winchester and the Limits thereof, by preventing Hogs from running at large therein.

16. To amend an Act, entitled, An Act for the better Preſervation of the Breed of Deer, and preventing unlawful Hunting.

17. For dividing the Pariſh of Cumberland, in the County of Lunenburg

18. For altering the Court Days of the Counties of Bedford and Suſſex, and for other Purpoſes therein mentioned.

19. For dividing the Pariſh of Elizabeth River in the County of Norfolk, into three diſtinct Pariſhes, for diſſolving the Veſtry of the ſaid Pariſh, and for other Purpoſes therein mentioned.

20. For dividing the Counties of Albemarle and Louiſa and Pariſh of St. Anne, and for other Purpoſes therein mentioned.

98 *21. An Act for further enlarging the Town of Dumfries, in the County of Prince William.*

22. For dividing the Pariſh of Frederickſville, in the County of Louiſa; and for directing the Election of Veſtrymen for the Pariſh of Hampſhire, in the County of Hampſhire

23. For appointing new Directors and Truſtees for the Town of Leeds, in the County of King George, and for other Purpoſes therein mentioned.

24. For enlarging and aſcertaining the Limits of the Borough of Norfolk, and for other Purpoſes therein mentioned.

25. To empower the Veſtry of the Pariſh of Antrim, in the County of Halifax, to ſell their Glebe in the ſaid Pariſh, and to apply the Purchaſe Money towards buying another more convenient Glebe.

26. To dock the Entail of certain Lands whereof Archibald Cary, Eſq; is ſeized as Tenant in Fee Taille, and to ſettle other Lands of greater Value in Lieu thereof to the ſame Uſes.

27. To empower the Executors of the Will of Gawin Corbin, Gent. deceaſed, to ſell certain entailed Lands and Slaves for the Payment of his Debts, and for ſettling other Land of greater Value to the ſame Uſes.

28. Te enable the Executors of the Will of John Spotſwood, Eſq; deceaſed, to pay the Debts and Legacies due from the Eſtate of Major-General Alexander Spotſwood, and for other Purpoſes therein mentioned.

29. For veſting certain Lands therein mentioned in Philip Johnſon, Gent. adding the ſame to the City of Williamſburg, and for other Purpoſes therein mentioned.

30. To dock the Entail of certain Lands whereof Carter Henry Harriſon is ſeized, and for ſettling other Lands to the ſame Uſes.

31. For paying the Burgeſſes Wages in Money for the preſent Seſſion of Aſſembly.

His

His Honour likewiſe gave his Aſſent to the *Reſolve for allowing Capt. Jacob Van Braam the Sum of £500, over and above the Balance of his Pay that is due to him to this Time, as a Compenſation for his Sufferings during a long and painful Confinement as an Hoſtage in the Enemy's Country.*

And then his Honour cloſed the Seſſion with the following Speech.

Gentlemen of the Council, Mr Speaker and Gentlemen of the Houſe of Burgeſſes.

I am arrived at a Day the moſt diſagreeable to me of any one ſince I have been intruſted by his Majeſty with the Adminiſtration of your Affairs; As you have ſhown yourſelves on all Occaſons dutiful Subjects, by your Loyalty and Attachment to your Sovereign and his Government, I conſider you as my Friends; as Friends, grieve to part with you. I ſhould not juſtly acquit myſelf of the Duty I owe to his Majeſty, were I to omit thanking you, before I diſmiſs you, for the Readineſs and Alacrity with which you have engaged in the Meaſures recommended to you to aſſiſt his Majeſty's Arms, in the Recovery of that Country which the French *had uſurped; and on my own Part I can with Truth aſſure you, that the many Marks of Affection and Reſpect you have ſhown me, the Confidence you have placed in me, and the ſtrong Proofs you have given me of your Approbation of my Conduct, has made an Impreſſion on my Mind which nothing can efface, as long as it ſhall pleaſe the Almighty to continue to me the Bleſſings of Life and Memory.*

The Conſtitution of the Council is ſuch as ſecures to me the meeting you, Gentlemen, who compoſe it, in the ſame Capacity the enſuing Aſſembly: This gives me the greateſt Satiſfaction, as I have ſo often experienced your Ability and Zeal to ſerve his Majeſty, and your Integrity and Candour in conducting every Meaſure to promote his Intereſt, and the general Good of this Colony. But,

Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

My Aſſurances of meeting you again as Particulars are not ſo certain as I could wiſh they were, for I can never expect, or even deſire, to meet an Aſſembly compoſed of Gentlemen more acceptable to myſelf; who have happily found the Means of joining your Duty to his Majeſty to your Care for the Intereſt of the Colony, which can never be ſeparated but to the Diſadvantage of both. In this Light, I hope your Conſtituents will ſee your Conduct; approve the whole Tenour of it; and ſhow their Approbation by the Choice which the Circumſtances of the Times will give them an Opportunity to make.

Gentlemen of the Council and of the Houſe of Burgeſſes,

All that remains for me to do is to put an End to this Aſſembly, which I do with great Unwillingneſs; but it is requiſite you ſhould be now diſſolved, and you are diſſolved accordingly.

APPENDIX.

Appendix.

DRAPER MSS. 4 ZZ 51.

[A. L. S.]

Williamſburg June 3d 1758

SIR.[1]

I have yours of May 26th and have by Colo *Waſhington* ſent you up £475—which with the £600 by *Jenkins* makes £1075. The Baggage, Forage and Bat money intended for your Officers by the Council amounts to £1007-10-0 according to Sr *John* St *Clair's*[2] Eſtimate of £806, with 25 pr Ct added; but Mr *Webb*[3] in drawing the order on the Treaſury by miſtake took £860 for Sr *Johns* Acco^{t} and put 25 pr Ct on that, for Colo *Waſhingtons* and Colo *Byrds* Regiments which is £67-10 each too much and to be accounted for; Col *Waſhington* nows of the miſtake.

I have ſent you a Cheſt of Medicines from Mr *Paſteurs* Shop, with Inſtruments; but cannot yet hear of a Surgeon for you which gives me much concern. You will soon have Tents, Kettles and Canteens from Genl *Forbes*[4]; but I am deſired to provide Haverſacks, which if not ſent up with Blankets and other things expected here in a few days, must be got at *Winchester*, as the pay will be ſure when ſettled.

I ſend Colo *Byrds*[5] the Commiſſions back again to be filled up and dated, to give precedency according to a regulation made in Council, of which I ſend a liſt. By it you will find Captain *Cocke* and Captain *Lightfoot*[6] ſet aſide; the laſt as having but 43 Men excluſive of *Armiſteads*, and all very bad; and as there was a neceſſity to lay one aſide, the Council tho^{t} Captn *Meredeth*[7] with his 55 Men all very good and on the Day to deſerve a preference. Captn *Cocke* tho' a good Officer was conſidered as having only 26 Men himſelf, whereas Captn *Scott*[8] had raiſed 54 extream good and in a ſhort time, but which we muſt looſe by Contract, if he were not a Captain, as they were attached to him. But to make all the acknowledgement we could to Capt *Cocke's* merit the Council named him firſt Lieut^{t} & Mr *Lightfoot* 2nd, but if they refuſe to accept, then Captn *Munford*[9] will be firſt and ſo on; by which the firſt Enſigns will be Lieut^{ts} and Colo *Byrd* will fill up the reſt as he thinks proper. I am ſorry to find Mr *Gunn*[10] ſo low in the liſt, but as I did not obſerve it at the Time, I hope he will still ſerve his Country as ſignally for this Campaign; and not deſert us on a Punctilio which a good Patriot would overlook. Mr *Temples*[11] performance was not duly conſidered in the hurry but I hope he will make a good Officer and so reconcile things.

As to the extravagant Charges in recruiting by ſome Officers, it produced perhaps, what will be tho^{t} by ſome too ſevere a correction; but the Council are juſtified in it, by the Practice at raiſing the Firſt Regiment; their Pay as Officers, from the date of their recruiting

[1] The letter was written either to Lieutenant-Colonel George Mercer, in command of the Virginia troops until Waſhington's arrival, or to Dr. Thomas Walker, Commiſſary-General.

[2] Sir John St. Clair was a lieutenant-colonel in the Britiſh army. He came to America in 1755, was quartermaſter-general under Braddock, and was wounded in Braddock's Defeat. He ſerved as quartermaſter-general under Forbes in 1758.

[3] Colonel Daniel Webb. He came to America in 1756 and ſerved as ſecond in command to General Abercromby, the commander-in-chief.

[4] General Forbes commanded the ſecond expedition againſt Fort Duquesne, which was undertaken in 1758.

[5] William Byrd III, ſon of the celebrated William Byrd, of Weſtover. The Virginia troops in 1758 were increaſed to two regiments, one commanded by George Waſhington and the other by William Byrd. Waſhington ſtill held his rank of commander-in chief of the Virginia troops. William Byrd was alſo a member of the Council and continued as ſuch until the Revolution. He ſympathized with England in the Revolution and committed ſuicide in 1777.

[6] Captain William Cocke and Captain John Lightfoot, both of Colonel Byrd's regiment.

[7] Captain Samuel Meredith commanded a company in Col. Byrd's regiment.

[8] Charles Scott, captain of a company of regulars.

[9] Robert Munford, captain in Byrd's regiment. He wrote ſome intereſting letters to Colonel Thomas Bland, of Prince George County, relating his experience in the war.

[10] James Gunn, captain in William Byrd's regiment.

[11] Benjamin Temple, of Hanover, was a captain in William Byrd's regiment in 1758 and a lieutenant in a battalion of Virginia regulars commanded by Colonel Wm. Peachy, in 1759.

recruiting Warrants, was all that was then allowed for Charges of enlifting, and only Subfiftence to the Men followed. On this footing the fettling becomes eafy; but it leaves equal Service to receive only 4s. a day to one, while to another is Paid 10s.

I have given Captn *Pofey*[1] £300 to enlift 30 Men more, and Col^o *Wafhington* had £1000 to enlift Men. But if you have not enough to pay the Expences the Pay maſter muſt make it up out of what I fend him for there is no more in the Treaſury, at preſent.

I am glad you put me in mind of Mr *French Mafon* and muſt by you deſire Col^o *Byrd* to do for him, and if he can to a Lieutenancy. Mr *Walker*[2] & Mr *Eppes*[3] are well recomended for Enſigns. Alſo Mr *Lovell* and young Mr *Lightfoot* Brother to *John*, may help you to Enſigns, as perhaps due to them or what I encouraged them to expect. Meſſ^rs *Cary*[4] & *Debnam* are in the Councils liſt of Lieut^ts as are ſome others, tho not ſtrictly entitled, as there were none to diſpute it with them. I have ſent back the Commiſſions without eraſing any Names or Dates here, as I know not who will accept or refuſe; but both Names and dates muſt be altered abov, When that is known, to ſuit with the Regulation made in Council. And I leave it to the Col^o to ſuit the Officers to their Companys as may ſuit beſt, and to fill all other vacant Commiſſions in the beſt manner as he ſhall judge.

As to the little old Accounts for the *Indians* you are Demurr'd about for ſigning; I ſhould be glad to have them paid, many ſuch are ſent down and paid here, but they are firſt examined by 3 Commiſſioners here and then I gave an Order on the Treaſury for a long liſt of them to one Perſon a neighbour, that brought them down. Let them prove the Acco^ts by ſuch Vouchers or Oath, and ſend them by a Neighbour coming down.

I ſhall by Mr *Boyd*[5] who ſtays the ſigning, ſend up all I can for paying the Regiment's after their march, as you Deſire.

Capt *Meredeth* had an Order and received £300 to be accounted for at the Treaſury by the Commanding Officer which he muſt therefore charge himſelf with; but as it was to enable him to recruit, it muſt be diſcharged by his acco^s for that ſervice.

I am now come to your concluding paragraph and from my own pains and attention to ſo many particulars can the better conceive of your 20 hours fatigue upon a ſtretch which you have lengthened by a needleſs Apology, as I think myſelf obliged to you for being ſo particular. Be thus or more particular in your Acco^t of the demolition of Fort *DuQueſne* and bind me yours forever I am Sir Your very hum Servt

JOHN BLAIR.[6]

DRAPER MSS. 4 ZZ 41.

[A. L. S.]

W^m^sburgh June 19th 1758.

S^r

I recd the favour of your Letter by Mr *Mumford* by whom I ſend this in anſwer thereto. I am extremely obliged to you for your Congratulations on the ſafe Arrival of myſelf and my Family in this Dominion of which his Majeſty has been graciouſly pleaſed to appoint me his Lieutenant Governor.

The Contents of your Letter being of great Importance and requiring an immediate Anſwer, I ſummoned a Council to meet this morning by whoſe advice, after duly weighing every part, I give you our Determination wch I hope will be ſatiſfactory in every Particular.

In the firſt place it was agreed to ſubmit the recruit^g Acc^ts of the Officers to yourſelf and the Field Officers of your Corps, and you are deſired to examine and audit the ſame,

---

[1] John Poſey, captain in Colonel Wm. Byrd's Virginia regiment, 1758-1760.

[2] James Walker, who became a captain in Wm. Byrd's regiment.

[3] Francis Eppes, lieutenant in Byrd's regiment.

[4] Edward Cary, lieutenant in Byrd's regiment.

[5] Alexander Boyd, paymaſter of the Virginia troops.

[6] John Blair was a nephew of James Blair, preſident of William and Mary College and the biſhop of London's commiſſary in Virginia. He was a member of the Council and, as its preſident, became the acting governor of Virginia in the interval between the Dinwiddie and Fauquier adminiſtrations.

ſame, and whatever ſhall be found reaſonable by you will be allowed, of which you may aſſure the gentlemen, tho' the Money raiſed by the Aſſembly for paying acc^{ts} of the 2^{d} Regiment is ſo far exhauſted that it cannot be immediately repaid them before the Aſſembly meets. This I hope will entirely remove all Cauſe of Uneaſineſs from the part of the officers, as I ſhall moſt earneſtly recommend this point to the aſſembly on their meeting.

As for the private Men, they have this Day orderd the *French* prize Cloaths to be purchaſed of Col^{o} *Hunter*[1], and to be immediately forwarded to the Army where it is hoped they may arrive in 7 or 8 Days. This Cloathing is ſufficient but for 800 Men, therefore it is deſired that you diſtribute them amongſt thoſe who are moſt in Need of them, ſtopping 2^{d} a Day out of their pay as was practiced in the firſt Reg^{t} and as it is imagined, that at leaſt 200 of your Reg^{t} have Cloaths ſufficient for this Campaign, their pay will go on without any Stoppage. By this Step I hope the Deſertion and all Complaints of the Men will be entirely ſtop'd. I ought to mention that there are but 200 Shirts made but there is Cloth and Thread to make up the reſt, as well as Materials for the Leggings.

The officers Bonds will be ſent up, to be depoſited in your Hands, and to be delivered by you, when you ſhall find the Conditions have been complied wth

In Caſe of Captn *Poſey's* being broke, M. *Cockes* being appointed to ſucceed to that vacant Commiſſion is approved of; and He may have the Commiſſion accordingly. and in that Caſe, the Blank Commiſſion herewith ſent to you, may be fill'd up with the Names of either Mr *Lightfoot* or Mr *Munford*, as upon an Enquiry and Examination you ſhall find beſt intitled to it, by having firſt bro^{t} in their Complement of Men to *Winchefter;* the Rule originally laid down and moſt religiouſly obſerved in diſtributing thoſe Commiſſions.

The calling Mr *Cocke*, Mr *Lightfoot*, and Mr *Munford* all Captn Lieutenants aroſe from a Miſtake in the Gentlemen who were not well verſed in Military affairs, and ſuppoſed the Lieutenants of the three Companies belonging to the three Field Officers, had all a Title to be rank'd as Capt^{ns} Lieutenants.

Thus Sir We hope we have ſettled all Matters to your and the Regiments Satiſfaction. I am ſure nothing ſhall ever be wanting on my part to give all reaſonable Content to every Man engaged in his Majeſty's Service to the utmoſt of my power.

I ſincerely wiſh You all Succeſs in the approaching Campaign, and to add to the Succeſs hope to thank you all perſonally on your Return. I am, Y^{r} Very Hum. Servt

FRAN. FAUQUIER.

On his Majeſties Service To the Honble *Wm Byrd* Eſq^{r} Col^{o} of the ſecond *Virginia* Regiment.

DRAPER MSS. 4 ZZ 52.

[A. D. S.]

Fort *Loudon June* 22 1758 Upper *Cherokees*

Whereas Mr *George Turner*[2] was ſent by his Excellency the Earl of *Loudon* to the *Cherokee* Nation to ſollicit as large a Number of thoſe *Indians* as poſſible to joyn the troops in the Frontiers of *Virginia* and Whereas the *Little Carpenter, Great Warriour* and ſeveral head men Promiſed to go with him with a large body till the very day appointed which was the 21st of *June* 1758, that then at a meeting at *Chotee*[3], they ſaid it was the opinion of their Conjurors, that there wou'd be much Sickneſs and Death attend them, and that they refuſed to go till the Fall, that the ſaid Mr *Turner* much amazed at this treatment told them that he ſhou'd hardly be credited on his bare report of this and therefore deſired that the head men wou'd Come the next day to the Fort, and give this

[1] John Hunter, of Hampton, was colonel of the Elizabeth City militia and alſo commiſſary for the Virginia troops.

[2] George Turner was a well-known Indian agent.

[3] A Cherokee town near Fort Loudoun.

this anſwer before Cap *Paul Demere*[1], and the other officers of the Garriſon, who might teſtify the ſame, which might ſerve for his juſtification, in caſe He ſhould be called to an Account for the Loſs of ſo much time, and the waiſt of ſo much Public money, that they then did meet and did ſign this before all the Officers of the Garriſon, and likewiſe deliver'd a belt of wampum to Mr *Turner* to be deliver'd to the Commanding Officer with aſſurances that if he ſent in for their aſſiſtance in the Fall by a long belt of Black Wampum, that a Conſiderable body wou'd go

The Little Carpenter[2]	Conjuror
The Great Warriour	Willinawa
Old Hop[3]	Handing Turkey
Prince	Moy Toy[4]

[Each name is followed by a character, the Indian's mark.]

We whoſe names are underwritten do certify that the Above was ſign'd in our Preſence as witneſs our hand Fort *Loudon June* 22 1758

Paul Demere Capt

John Watts		Richd Coytmore, Enfn.
William Shorie		John Boggers Enfn.
his	Linguaſters	Man. Anderson Surgeon
Ambros ✦ Davis		
mark		

DRAPER MSS. 4 ZZ 53.

[A. L. S.]

Winchester 4th *Augt* 1758

Dr Sr

[Col. *Wm. Byrd.*] I arri'd here the evening before laſt & hop'd to have met with ſome orders from You Subſequent to the Expreſs I ſent in, but not finding them I ſuppoſ'd that you had not receiv'd my letter which I incloſ'd to the General, but Capt. *Geſts* who came here laſt night told me there was Expreſſes paſt very often between Fort *Cumberland & Carliſle*, Yet *Tommy Beemer* who came here Yeſterday told me had never heard you mention me which makes me imagine you had not receiv'd it. So muſt trouble you with a Recital of it I was to acquaint you that the very day that was appointed for to march They refuſed going & laid it all to the Conjurors, I was ſo much aſtoniſhed that I cou'd hardly believe what I heard, but beg'd that they wou'd all come to the Fort & Sertify the Same under their hands the which They did I have incloſ'd it to you I have got a Belt of Wampum which I ſhou'd Send up but will (as it may be loſt) bring myſelf which I cant do till I have the honour of a Line from you, for I have no Money to pay the Expreſs & have this morning apply'd to Capt. *Geſt* that I might not detain the Expreſs any longer, He has partly promiſt to furniſh me with money & I have told him I wont leave the Town till I pay him I muſt beg of you to put it into my Power & ſhall remain here till then. I have ſent the incloſ'd Certificate hoping you will

[1] Captain Paul Demeré was the Britiſh commandant at Fort Loudoun. Proviſions ran ſhort in the fort and the Indians beſieged it. Demeré ſurrendered on Auguſt 7, 1760, but the Britiſh were attacked, notwithſtanding, and Demeré and 26 others killed.

[2] Atta-culla-culla, or the Little Carpenter, was one of the principal chiefs of the Cherokee nations. He was concerned in making treaties with North and South Carolina about the beginning of the French and Indian War. He received Andrew Lewis with kindneſs when he came in 1756 to build Fort Loudoun. Atta-culla-culla was in general friendly to the Engliſh, and when Fort Loudoun fell in 1760 he enabled Captain Stuart to eſcape.

[3] Old Hop, or Oconoſtata, was one of the moſt famous Cherokee chiefs, and an enemy to the Engliſh. He was concerned in the Fort Loudoun Maſſacre, and alſo projected an attack upon Fort Prince George.

[4] Moy Toy was nominated commander and chief of the Cherokee nation in 1730 by Sir Alexander Cumming, who had been ſent out to treat with the Cherokees. Moy Toy preſented the crown of the tribe to Cumming, and ſix chiefs went to England to do homage to the king.

[5] Chriſtopher or Nathaniel Gift. Chriſtopher was a captain of rangers in 1756 and ſerved ſome time thereafter. Nathaniel was a lieutenant in Chriſtopher's company, and later a captain in Geo. Waſhington's regiment; later ſtill, a captain in Col. Adam Stephen's regiment, which was raiſed in 1762. The man mentioned is probably Nathaniel Gift.

will be ſo kind as to ſhow it to the General. The Morning I left Fort *Loudon* The *Little Carpenter* ſent to me to deſire I wou'd call upon him as I went off, which I did & then he told me He was ſorry that I was obliged to go alone and wiſhed that I woud ſtay, till the Fall, & then he woud go in with me with 300 Men & ſaid if the Gen[l] or you wou'd ſend for them then they wou'd come in & ſtay 4 Months in & out & added that They were ſent for they I might come myſelf & then they wou'd want no Preſents unleſs ſome might aſk for Mawkouſens. I told him I ſhoud relate all that paſſd & ſo if you think proper to ſend I am ready to go if not I will Joyn you as faſt as I can. I congratulate you very heartily upon your Rank & hope to God you will live to enjoy it. I have ſet down every thing in my Journal that happend from the time parted with you till now tis too long for a letter but I will let you have it when we meet, I hope it will appear by that, that my Want of Succeſs was owing to no neglect of mine. I have had a very long & Tedious Journey & believe I have travelled 1000 Miles ſince We parted. I ſhall be happy if my Conduct meets with your Approbation which as I am Conſcious of no Error I flatter myſelf it will. I beg my Compliments to Col. *Mercer*[1] & the reſt of the Gentlemen I have the honour to know that is with you. I ſhall wait with ſome Impatience for a line till when I am with great truth My D[r] S[r] Y[r] moſt Obed. Servant

GEO: TURNER

Capt. *Smith*[2] told me of an Expreſs he was to ſend ſo took that opportunity.

DRAPER MSS. 4 ZZ 42.

[A. L. S.]

W[ms]burg Aug[st] 17th 1758

S[r]

I recd your two Letters of the 21st *July* and 3[d] inſtant by *Jenkins* who arrived here on the 15th and am ſo far from thinking you troubleſome for your frequent writing, that I am always deſirous to hear from the Army; for I think the better I am informed of the poſture of Affairs, the better able I ſhall be to be ſerviceable to this Colony w[ch] is the utmoſt of my Wiſhes. I am ſorry to find by yours and Col[o] *Waſhington's* Letters, that we have ſo little Room to expect great Matters this Year. I have by *Jenkins* wrote to him my ſentiments at large on this Head to w[ch] I beg Leave to refer you, and I deſire you will join with him in repreſenting the Caſe of the *Virginia* Regiments, and the Temper of the aſſembly who have with ſo remarkable Alacrity raiſed theſe Men, for the important Service of the Reduction of Fort *du Queſne* w[ch] they ſo much depended on being performed or at leaſt attempted this year, that they enliſted the Men till *December* only, and God only knows whether they may be prevailed on to do as much the next Year. My Endeavors ſhall not be wanting to induce them to it. But perhaps all this is too late to ward off the Attempts to cut a new Road which if already determined upon, ſeems to determine the Fate of that Fort for this Year at leaſt. I don't doubt but that Col[o] *Waſhington* and your ſelf will do all in your power to ſet this in its true light to your Commanding Officers. All I can add to what I have already wrote to Col. *Waſhington* is that I write theſe Letters by advice of Council w[ch] I ſummoned to meet this morning to conſider your Letters, and may be ſuppoſed to well know the ſtate of this Country, of w[ch] I muſt be in great Meaſure ignorant.

It was the Opinion of the Council that we had it not in our power to comply with your Requeſt in relation to a Brigade-Major; the Act of Aſſembly is ſo particular, as even to mention the number of Officers to command the Regiment, and we cannot add one for whoſe Subſiſtence there is no proviſion by the Act. But as the Aſſembly will ſit certainly on the 14 of September, If ſuch an Officer is abſolutely neceſſary, I don't doubt but they will readily come into it, as they have ſo generouſly done in all Meaſures for the public Service.

I have

[1] George Mercer, lieutenant-colonel of Byrd's regiment. George Mercer was a captain in Joſhua Fry's regiment in 1754. In the Braddock expedition he commanded an independent company. He became a captain in Waſhington's regiment, and was promoted to be lieutenant-colonel in Byrd's regiment.

[2] John Smith, captain of rangers, and later of a company in Wm. Byrd's Cherokee expedition of 1761.

I have ſeen or heard nothing of *Humphries* ſince I ſent him up, but hope you will be able to provide your ſelf wth a Doctor (a Surgeon, I fear you will not much want) for I really can not find any Body to ſend up to aſſiſt your Men; your Account of whom is the only comfortable Part of your Letter. I deſire to have an exact Acc^t^ of all the *Indians* who have been with you, and of all who remain wth you at this Day diſtinguiſhing their Nations, for I am very apt to believe, the Service they do us is very inadequate to the Expenſe they occaſion.

I ſhall never think it a trouble to correſpond with the Gentlemen who have Command in the Army, on the Contrary I deſire to hear every Step on all Occaſions particularly ſo now before the Aſſembly meets, and the more free you are in giving your Sentiments (as far as you can truſt them wch ſhall never tranſpire beyond the limits you ſhall preſcribe to them) the greater pleaſure you will give to Sr Your ſincere Hum. Ser^t^

FRAN: FAUQUIER.

P. S. I will pay your Draught to Mr *Cunningham* when preſented, and the Money due to your Sutler, I am glad Captn *Fields*[1] Demand will not be ſoon made as the Treaſury is low. Col^o^ *Byrd*.

DRAPER MSS. 4 ZZ 43.

[A. L. S.]

W^m^sburgh Novr 12th 1758

S^r^

I have now the pleaſure to inform you that the aſſembly wch I ſummoned to meet on *Thurſday*, broke up Yeſterday after having paſſ'd an Act to impower me to keep the Regiments with the Kings Army till the firſt of *January;* by which Time it is ſuppoſed the Fort will be taken or the Army retired from before it. I hope and believe there is no Doubt which of the two Events will take place. By the End of this Month or the beginning of next, I expect to be gratified with the agreeable News of its Surrender.

The Regiments under your Command cannot by Law be compelled to ſtay with you, but what I before wrote to you, and what I have ſaid of them in my Speech will, I flatter myſelf, induce them to ſtay till the End of *December*, as their pay is provided for if they chuſe it. But it muſt be their own Option. I am wth great Eſteem Sr Y^r^ Very Hum. Servt

FRAN: FAUQUIER.

On his Majeſties Service To the Honb^le^ Willm *Byrd* Eſq^r^ Col^o^ of the Second *Virginia* Regiment.

DRAPER MSS. 4 ZZ 46.

[A. L. S.]

W^m^sburgh Jan^ry^ 23^d^ 1759

S^r^

I have recd your Letters of the 9th & 29th ult^o^ and ſhall endeavour to comply with all your Requeſts contained in them as far as lies in me. And I hope you will conſider the Commiſſion I have encloſed in this Cover to Mr *Menzie* as a Specimen of the Readineſs with wch I ſhall always be ready to do any Act, that I think can give you pleaſure.

By ſome Expreſſions in your laſt Letter you ſeem to be willing to ſerve your Country, if She ſtands in need of your Service; give me Leave then S^r^ to hope that an opportunity has offer'd which will recall you into this Colony. Colonel *Waſhington* has reſigned his Command of the *Virginia* Forces (and is married to his agreeable widow) This Command is intended for you, on Condition the aſſembly when it meets in *February* will reſtore the Officers and put the Regiment upon the former Eſtabliſhment, of which I believe there is now no Doubt, as I have conſulted your Friend and mine the Speaker on this Head, and the Gentlemen who were the chief promoters of the alteration ſee their Error, and ſeem willing to retrieve it. But of this, Lieut^t^ Col^o^ *Mercer* who will deliver

[1] John Field, captain in Byrd's Virginia regiment. He became a colonel in Dunmore's War and was killed at the Battle of Point Pleaſant, October 10, 1774.

deliver this to you, can give you a better Acc[t] as they are moſtly his Friends, ſo he may better know their Diſpoſitions. I am not without hopes of reinſtating him, but this is an Affair in Embryo. Your Acceptance of this Command will I know be very agreeable to the Colony and particularly ſo to me.

General *Amherſt* has wrote to me to uſe my Endeavours with the Aſſembly that they would pay the ſame number of Men as they paid laſt Year, whether they will be prevailed on to raiſe another Regiment I much doubt; but I firmly believe they will keep up the old one (which I hope I may call yours) on its former footing. If you ſee the General at *New York*, I ſhould be obliged to you to have a Conference with him on the operations of the enſuing Campaign as far as they relate to this Colony, and let him know, you enter on the Subject at my inſtance. If he is not far from you I ſhould be glad you would go to him on purpoſe.

I have mentioned your Journey into the *Cherokee* Country in Council, and Col[o] *Peter Randolph*[1] is to draw up a Memorial, and furniſh me with Materials, for me to tranſmit to the Board of Treaſury, w[ch] you may aſſure yourſelf I will faithfully perform.

The *Little Carpenter* is now here, conſcious and caſt down on Acc[t] of his bad Behaviour, and I believe all Differences are accomodated between us, and he ſeems glad to get off ſo. We have engaged to ſend the Goods to open the Trade in Spring.

I ſhould be glad to know your Reſolutions as ſoon as poſſible, that I may ſend you the commiſſion as ſoon as the Aſſembly has ſettled the affair of the Regiment; tho' I ſhould be much better pleaſed, if you would give me an Opportunity of preſenting it to you in perſon, but it ſhall be done in the way the moſt agreeable to you, being wth great Regard S[r] Your very Hum. Serv[t]

FRAN: FAUQUIER.

To the Honb[le] *W[m] Byrd.*

DRAPER MSS. 4 ZZ 47.

[Tranſcript made for *Byrd* by *Amherſt.*]

Extract 1.

W[m]sburgh. Dec[r] 13th, 1760.

Sir,

I have received very preſſing Letters from Gov[r] *Dobbs*[2] of *North*, & Gov[r] Bull[3] of *South Carolina*, that I would Join with them in Application to You for Aſſiſtance from ſome of His Majeſty's Troops Under Your Command, to Subdue & Quell the *Cherokee Indians*. I am of opinion that if a Peace is not made with them Provincial Troops alone cannot Effectually finiſh this Affair, to the advantage and honor of His Majeſty's Colonies.

The Plan propoſed between thoſe Gentlemen & Myſelf, is, that an Attack ſhould be made by the *South Carolinians*, Aſſiſted by ſome Regulars from You, on the Lower Towns; and by Us Aſſiſted likewiſe in the ſame manner, on the Upper Towns at one and the ſame time, to Divide their Force as much as poſſible. By the beſt Information I can Obtain it is probable, that if both parties of the *Cherokees* retire into their Middle Towns, they can long Elude the force of our Arms, by the Impracticability of the Country; but in that Caſe they muſt Abandon all their Upper & lower Towns & Crops, to the Mercy of their Enemies, and they muſt very ſoon be Reduced to the greateſt Extremities for want of neceſſaries.

FRAN: FAUQUIER.

His Excellency Gen[l] *Amherſt.*

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[1] Peter Randolph, of "Chatſworth," Henrico County. He was a member of the Houſe of Burgeſſes for Henrico in 1749 and was appointed to the Council in 1750. He was alſo county-lieutenant of Henrico and surveyor-general of the cuſtoms for the Middle Diſtrict of North America.

[2] Arthur Dobbs was an Iriſhman, who had ſerved in Parliament and held various civil offices in Ireland. He was governor of North Carolina from 1753 to his death in 1765. He attempted to diſcover the North-weſt Paſſage and wrote a good deal on that ſubject.

[3] William Bull was a native of South Carolina. He was appointed lieutenant-governor in 1759. In April, 1760, Governor Lyttleton left South Carolina for Jamaica, and Bull was acting governor until the arrival of Lyttleton's ſucceſſor in December, 1761.

DRAPER MSS. 4 ZZ 26.

[L. S.]

Extract 1.

New York 19th *January* 1761

Sir,

I am this day favoured with Your Letter of the 25th *November* laſt from *Wilmington;* Acquainting me that the Aſſembly was then ſitting; and Conſidering the granting an aid to His Majeſty, for Six months to Co-operate with Your Neighboring Colonies; I am hopeful that their Reſolves will have been favorable, and that by virtue thereof, this ſo neceſſary aid, will have been forwarded with the utmoſt Diſpatch, in order that they might be ready to Join, and Act in Concert with the *Virginia* Forces in their operations againſt the *Cherokees* on that ſide Whilſt the Regular Forces under Lieut. Colo *Grant*[1], already in *Carolina*, and the Troops of that Province are attacking them on the other, in which Caſe we may promiſe ourſelves Certain ſucceſs; as the Numbers of theſe Combined Forces Acting as aforeſaid, are full ſufficient to Warrant & Enſure the ſame; I muſt therefore once more hope that the Province of *North Carolina* will not have been backward in Exerting themſelves to the utmoſt in Aiding and Aſſiſting in ſo Eſſential a ſervice but that they will, as they ought, have Chearfully and ſpeedily Contributed thereto, with all their might and Capacity.

Jeff: Amherst

His Excellency Govr *Dobbs.*

DRAPER MSS. 4 ZZ 28.

[L. S.]

Extract 1.

New York 21st *January* 1761.

Sir,

Your Favor of the 15th ultimo, came to my hands last night; the application it Contains at the Inſtance of the Govr of *North* & Lt Govr of So *Carolina* for the Aſſiſtance of ſome of His Majeſty's Troops to ſubdue & Quell the *Cherokee Indians*, has ſome time ſince reached me on the part of the firſt, and very lately on that of the latter, as You will ſee by my Letters of the 28th *Decem.* & 19th Inſtant; by the former of which You are acquainted with the powerfull Aſſiſtance I have ſent to *Charlef-Town;* By the other that the Aſſembly of *North Carolina* in *November*, were ſitting, and Conſidering the granting an aid to His Majeſty, for ſix months to Co-operate with their Neighboring Colonies: and by both how fully ſufficient I thought thoſe Combined Forces for the Services above mentioned.

I do not only Continue of that opinion, but am firmly perſuaded, if *Virginia* Continue their old Regiment of *1000* men, as from their paſt Zeal I muſt truſt they will, altho' *North Carolina* ſhould not, as they ought, Grant the propoſed aid; that the *Virginians* acting agreeable to the plan You lay down of their attacking the upper *Cherokee* Towns whilſt Lt Colonel *Grant* with the Body of Regulars and the Provincial Troops of *South Carolina* attack the Lower ones, and further purſues his Inſtructions, I am firmly perſuaded, I ſay, that the *Indians* muſt ſoon be reduced, to the greateſt Extremities and not only be glad to ſue for & receive peace at our hands, but be Incapacitated for a long time thereafter from renewing Hoſtilities of any degree of Conſequence, to the Southern Provinces.

Wherefore as *Virginia*, *North* & *South Carolina* are more than any of the other Colonies Expoſed to the Cruel & barbarous Inſults of thoſe ſavages; And that it is not in my power from the preſent Diſpoſitions of His Majeſty's Forces, to ſend them any more powerful Succour, than what I have already Aſſiſted them with, I muſt rely on their ſtrongeſt

[1] Francis Grant, colonel of the 42d Highlanders. He fought at Ticonderoga in 1758. He accompanied Amherſt in the campaigns of 1759 and 1760. In 1761 he made a campaign against the Cherokees. He ſerved as brigadier-general in the Martinique expedition of 1762, and was alſo at the ſiege of Havana in the ſame year. He became lieutenant-general in 1777 and died in 1782.

ſtrongeſt & moſt vigorous Exertion upon this Occaſion; and that they will Chearfully and ſpeedily to the utmoſt of their Efforts And Capacities Grant & furniſh the further aids that are requiſite for moſt Effectually accompliſhing the intended Chaſtiſement of the *Chorokees;* which as I have obſerved before, Cannot fail, if Conducted in the manner propoſed; and that *Virginia* furniſh her *1000* men, on whom from the Character I have had of their Goodneſs as Soldiers, I rely much; as I do likewiſe on the greater facility of their operations from the Report Colonel *Byrd* has made me of the goodneſs & practicability of the Roads from Your Back Settlements to the Upper Towns.

JEFF: AMHERST.

Honble Lt Govr *Fauquier.*

DRAPER MSS. 4 ZZ 27.

Extract of a Letter from Lieut. Govr *Bull* to General *Amherſt* Dated *Charles Town* 24th *January* 1761

"I ſent three days ago, an Expreſs to acquaint Govr *Fauquier*, with the time, when it was propoſed that our army ſhould reach *Keowee*[1], and ſtrongly urged him ſo to Regulate his motions, as that the army from *Virginia* ſhould arrive at *Chotee* about the ſame time, that we might receive the advantage of putting the Enemy between two fires."

The General's Anſwer to the foregoing Paragraph.

"I have already acquainted You of my having wrote to Govr *Farquier*, on the operations of the *Virginia* Troops; I have repeated my application to him on that ſubject ſince I received Your laſt Letter; and I am in hopes, the Diverſion from that Quarter, will have the Deſired Effect."

DRAPER MSS. 4 ZZ 38.

[A. L. draft by Colonel *Byrd.*]

Sir.

I took the Liberty to detain Lieu^t^ *Irwin* here 'till the Return of my Expreſs from *Virginia*, that I might be able to inform your Excellency by him what Troops may be expected from our Colony, & of their Tranſactions with the *Cherokees*. I therefore Sir incloſe you *G. F.* Letter, to which I beg Leave to refer you. Our aſſembly is to ſet ſome time in *March* & I dare believe they will comply with whatever you are pleaſ'd to aſk.

I have heard nothing more about the Savages than what the *New York* Papers contain'd, for that Reaſon I flatter myſelf they have ſhown ſome Attention to their Engagements with me. I hope Sir you will not take amiſs my beging the Favour of you to allow Lieu^t^ *Irwin* to continue with me for this Campaign, if he does not go to *Europe*, becauſe he has realy been very uſefull to us hitherto.

You may depend Sir I ſhall at all times be ready to obey your Commands at the ſhorteſt warning for I eſteem it my higheſt Honour to ſubſcribe myſelf Your Excellencys Moſt Obedient & Moſt Huble Ser^t^

To Gen. *Amherſt* Winter 1761 from *Philadelphia.*

DRAPER MSS. 4 ZZ 29.

Extract 1. [L. S.]

New York 13th *February* 1761.

Sir,

I take the Opportunity of Captain *Mirrie* who ſets out to morrow for *Williamſburgh*, to Acquaint You that I Yeſterday received ſome diſpatches from Lt Govr *Bull* & Colonel *Grant*, adviſing me of the ſafe arrival of the Troops at *Charles Town;* but that thro'

[1] Keowee was one of the principal Cherokee towns, very near Fort Prince George.

thro' the want of Grafs in the woods, it was then Impracticable for them to proceed into the Country; that therefore they muft Deferr it till March, when Colonel *Grant* propofes to take the field, and to be at Fort *Prince George* by the 1st of *May*; at which time he Defires the *Virginia* Forces May be at *Choiee* in Order to Act in Concert with the Kings Troops; of all which I underftand the Lieut. Govr has given You notice, and has Urged You to Regulate Your Motions Accordingly.

As you muft be fenfible that the Acting of thefe two Bodies in Concert, muft Enfure the more fpeedy fuccefs of the Intended operations; and that the Southern Provinces ought to have nothing more at heart, I truft that the Affembly will fo ftrengthen Your hands, as to Enable You to fend their Quota to the Rendezvous above mentioned at the time prefcribed.

Jeff. Amherst.

Honble Lt Govr *Fauquier.*

DRAPER MSS. 4 ZZ 50.

[A. L. S.]

Wmsburgh Febry 16th 1761.

Sir.

I recd your Letter of the 6th by Expreſs, yeſterday which gives me the Satiſfaction of knowing I am ſoon to expect the pleaſure of ſeeing you here, honoured with a command wch I hope will be agreeable to you, and beneficial to your Country.

That you may be fully Maſter of the preſent Situation of our Affairs, I will give you a Detail of my late proceedings. General *Amherſt* has in my Letter to him a full Acct of the plan wch appears to me the only one wch can promiſe Succeſs, and wch by a late Letter from Govr *Bull* is quite agreeable to him, and wch he ſays he has concerted wth Colonel *Grant.* A Deſcription as plain as I was able to give it, (but wch you can make much more ſo) of the Nature of the Country, the Forces were to march thro' and a Requiſition of what aſſiſtance appears to me to be neceſſary to perform and complete this work.

As to recruiting the Regiment, I have not been very ſollicitous about it, as I had great Doubts whether the general aſſembly would continue them in pay beyond the firſt of *May* or not, I rather thought not; but by your Letter, one I have lately recd from Govr *Bull;* and one I daily expect to receive from General *Amherſt,* all of wch I propoſe to lay before the aſſembly on their meeting the 5th of *March,* I am now inclined to hope and believe they will be induced to keep up the Regiment complete. Another Reaſon wch made me backward in advancing Money for the recruiting Service, was, the unwillingneſs or abſolute Refuſal of the gentlemen to ſettle their recruiting Accts except upon their own Terms; wch the aſſembly may allow, but wch I, as an honeſt Man entruſted with the Diſpoſal of the Money of others, cannot.

In Relation to the preſents to the *Carpenter* and the *Indians* who come in with him, I have encloſed to you a copy of a Letter I have this morning wrote to Captn *Bullit*[1] on that head, by wch you will judge of the Sentiments of the Gentlemen of his Majeſty's Council and ſee what ſteps I have taken therein. As I have no proſpect of having a full Council before the firſt Day of the Aſſembly, I think it proper to adviſe you that I do not propoſe to take any further meaſures either as to recruiting the Regiment or providing Goods for the *Indians* till then the Time being near at hand.

It gives the greateſt pleaſure to find I am ſoon to be able to confer with you on the Subject of the peace propoſed to the little *Carpenter* becauſe I foreſee great Difficulties ariſing from that Quarter. If he ſhould perform his promiſe and Engagements, we cannot enter their Country wth Fire and Sword, without a moſt notorious and infamous Breach of Faith; and if we ſhould refuſe it we ſhall with Juſtice be repreſented at home by *Carolina,* as having deſerted them and made a ſeparate peace for ourſelves. I ſhall be

[1] Thomas Bullett was appointed an enſign in Waſhington's regiment in 1754 and later in the ſame year became a lieutenant. He roſe to the rank of captain in the French and Indian War, and ſerved with the ſame rank in Dunmore's War and the Battle of Point Pleaſant.

be much obliged to you to ſee General *Amherſt* and conſult with him on this Matter, to whom I requeſt the Favor of you to make known theſe my Sentiments at large and let me know the reſult of your Conferences as ſoon as poſſible: for as it appears to me much will depend thereon.

I have already ſent Orders to Lt. Col° *Stephen* to rendezvous all the Men returned from Fort *Pitt* and the other poſts at *Winchefter*, and to refreſh the Men there, but to have them in Readineſs to march Southwards immediately, on Orders for that purpoſe. They cannot poſſibly join the Men on the Southweſt Frontier by the Full Moon in *March*.

Having now finiſhed all public Buſineſs, give me Leave to congratulate you on your Marriage wch your Expreſs informed me of tho' you are ſilent on that Head; and to aſſure you that I moſt ſincerely wiſh you all the Happineſs you expect from an agreeable I may ſay handſome woman (as I am informed) one of a handſome Family of wch I am ſome Judge having ſeen a Specimen in M^rs^. *Stirling*. I ſhall endeavour to make *Williamb^e^* as agreeable to M^rs^. *Byrd*[1] and all her handſome Sifters as I am able when I have the pleaſure of ſeeing them here. I am with great Regard, Sir your moſt Obed^t^ hum. Servt,

FRAN: FAUQUIER

DRAPER MSS. 4 ZZ 30.
[A. L. S.]

New York 5th *March* 1761

Dear Sir.

I am yeſterday favoured with your Letter of 22^d^ *February*, by Lieutenant *Irwin*, encloſing one of the 16th from Governor *Fauquier* to you, but before I enter on the Subject of either of them, I muſt deſire you will accept of my Congratulations on the change of your State, ſince I had the pleaſure of ſeeing you, and be aſſured, I ſincerely wiſh you all the happyneſs you can have propoſed to yourſelf, and that will conſequently follow from ſo judicious a Choice, as I am told, you have made.

Captain *Heming* or Lieut *Dow* will ſet out to day, and I intend this ſhould be delivered to you by the firſt who goes. you are well acquainted with my opinion in regard to the Savages, and as to the preſent Situation of the Provinces of *Virginia* and *Carolina*, as far as is relative to the *Cherokees* and their Abettors, I think all proper means are taken for an effectual Chaſtiſement of that fickle and Vile Crew. that you may know more fully the meaſures which are propoſed I ſend you paragraphs of ſome Letters I have received and wrote on that Subject, by which you will likewiſe ſee Governor *Fauquier* will have received from me, what he mentions to you that he expected.

I am entirely of Governor *Fauquiers* opinion about making a ſeparate peace, that muſt not be, or muſt our Faith either with the little *Carpenter* be broke, without Reaſon, by us, in acting oppoſite to what may have been ſolemnly promiſed. as I ſhall have the pleaſure of ſeeing you ſoon, we will talk on this.

It gives me pleaſure that Lt *Irwin* has been uſefull to you in the laſt Campaigns, if the Service ſhould not require his preſence with his Regiment, I ſhall be glad to leave him with you, if you deſire it.

I return you Mr *Fauquiers* Letter and am with great Regard Dear Sir, Your moſt Obedient Humble Servant

JEFF. AMHERST.

Colonel *Byrd*.

DRAPER MSS. 4 ZZ 30 1-2.
[A. L. draft.]

Beſides I underſtand Lieut Col° *Grant* propoſes that the *Vir^ns^:* ſhould be at *Chottee* by the 1ſt of *May* by which time he expects to be at *F. P.* G.[2] with his Army in Order to

[1] Mary Willing, daughter of Charles Willing, of Philadelphia. William Byrd's firſt wife was Elizabeth Hill Carter, daughter of John Carter, of "Shirley."

[2] Fort Prince George ſtood on the Savannah River near its ſource and three hundred miles from Charleſton. It was built by Governor Glen of South Carolina. It contained barracks for one hundred men and was well ſupplied with cannon. After the fall of Fort Loudoun the Cherokees ſeriouſly conſidered making an attack on Fort Prince George, with the aſſiſtance of the cannon found at Fort Loudoun.

to hem in the *Indians* in the Middle Settlement, & he ſeems to think we can take Poſſeſſion of that Town, with as much eaſe as he can march to *F. P. G.* & does not Conſider that the whole Force of the Enemy will attempt to defend their upper Cuntry, while he is laying his Plans below, for there is their Retreat & there their Magazenes & moſt valuable poſſeſſions. As to their middle Settlements, there are neither difficult Paſſes to obſtruct Lieut Col° *Grants* men from below, or ſtrong Holds to prevent his Succeſs
Colo *Byrd's* Letter to the Genl. March 10th 1761.

DRAPER MSS. 4 ZZ 31 1-2.

[A. L. draft.]

Sir.

I yeſterday had the Honour to receive your Excellency's Commands by Lieut *Irwin*, & propoſe to ſet out for *Virginia* as ſoon as poſſible & make no doubt but that I ſhall get there in time to our Aſſembly. I ſincerely wiſh the Southern Provinces may vote Men ſufficient to anſwer your Expectations. I ſhall uſe my utmoſt endeavours, not only to carry that Point in the Aſſembly but to levy the Men in Conſequence thereof without delay. As I am at a Loſs in ſome eſſential Particulars I take the Liberty to ſend this Expreſs to you Sir for your orders therein, & have directed him to return immediately, & to follow me in caſe I can get away before he comes back. If the Colony of *Virginia* raiſes more Men than to compleat the old Regt they will be greatly diſtreſſed for Arms, for I know by experience none are to be procured there, & I believe *North Carolina* will be in the ſame Situation, which will probably delay the March of the Troops as long this Year, as it did the last. neither is it poſſible to provide tents in either of thoſe Places. In regard to the Proviſions & Carriage, I believe Sir 'tis your Intention the charge of them is to be born by the Crown (for the Colonys I am convinced will not vote a Shilling for that Purpoſe) therefore you will be pleaſed to inform me who to apply to. There muſt likewiſe be Contingencys which I do not know whether you intend ſhall be paid by the Crown or the Colonys; I hope we are not to depend upon the laſt. If they are to be defray'd by the firſt I think it will be proper to appoint Lieut *Irwin* to act as D. Q. M. G. as he is perfectly well acquainted with Accounts. With Reſpect Sir to what I am to do, in caſe the Colonys comply with your Letters, I hope I am to receive Orders from you, (for the Governours are ſo confuſed in their Millitary Plans that 'tis impoſſible ever to know what they woud be at) particularly in regard to a Peace with the *Cherokees*, for tis probable when they are allarm'd at the approach of two Armys they may apply to me rather than any body elſe, from the Acquaintance I have with them, & I ſhall be at too great a Diſtance to conſult with Lieut Col° *Grant*, or to be acquainted with your Orders to him on that Head; therefore I flatter myſelf Sir I ſhall be honourd with your Inſtructions by the Return of the Expreſs. As there muſt be many raw Officers on the Campaign with me I hope your Excellency will not take it amiſs that I beg the Favour of you to allow Majr *Stuart*[1] & Capt *McKinzie*[2] to continue in the Regiment till it returns from that Expedition. I would not take this Liberty Sir but that I well know they will be of great Advantage to the Service.
Col. *Byrd's* Letter to G. *Amherſt*, March 21st 1761.

DRAPER MSS. 4 ZZ 35.

[A. L. draft of letter from Colonel *Byrd* to General *Amherſt* in reply to latter's of *March* 5.]

Sir.

By Capt *Herring* I had the Honour to receive your Excellency's Letter of the 5th of the Month & beg Leave to join with Mrs. *Byrd* in thanking you for your very polite Congratulations

[1] Robert Stewart was one of the captains of the Virinia regiments at Braddock's Defeat and was in ſervice in Waſhington's regiment at the time of the latter's retirement in December, 1758.

[2] Robert McKenzie was a captain in the Virginia regiment in 1755 and was preſent at Braddock's Defeat.

Congratulations on our Marrage. We both intend ourſelves the Pleaſure of making our acknowledgements to you at *New York* when the Roads are better, but if Sir you think it neceſſary to ſee me before that happens I ſhall with the greateſt Chearfullneſs attend you I have with the ſtricteſt Attention conſidered your Excellency's Letters to myſelf & the Govornours of the Southern Provinces with the Copys of their's to you & think it my Duty on this Occaſion to give my Opinion on the intended Expedition againſt the *Cherokees*, & hope Sir you will not think me impertinent in differing from you on ſome Points. From the preceeding Conduct of the Aſſembly of *North Carolina*, I fear nothing is to be expected from them now, more than the Protection of their own frontier. *Virginia* will probably continue her Regt (completed) to act in conjunction with any Troops you may think proper to order to the S. W. but I ſuſpect Sir from what I have heard the Aſſembly will object to its marching out of the Colony unleſs join'd to what they may think a Sufficient force to awe the *Cherokees* in their upper Towns, as they well know the impracticability of the Paſſes thro' the Mountains for an Army from *Charles Town* & the inability of ſo ſmall a party of Men to anoy them there if any unforeſeen accident ſhoud happen to delay the March of Colo *Grant*, & realy Sir I muſt ſo far agree with them as to think it very improbable that the two Armies can attack at the ſame time, conſidering the Diſtance between them on their march will be ſome hundreds of Miles, the Communication cut off, & every Rain may oblige one or the other to halt for ſeveral Days. The Enemy will certainly have inteligence of our Motions & will have it in their Power to oppoſe either army with their whole Force, as they can march from their upper Towns to their middle Settlements in 24 Hours. If Sir we depend on the *Virginia* Regt alone to attack the over-Hill's Towns I imagine we ſhall find our Numbers very unequal to the Taſk. For ſhould it be compleat upwards of 300 of the Men will be New Recruits who I have never found able to endure the Fateagues of such a March, beſides the Garriſons for the many neceſſary Poſts on the Communication & the Eſcorts will employ moſt of the Troops. I am convinced Sir our Aſſembly woud readily comply with your Demand was it poſſible for you to ſpare 500 of his Majeſty's Troops for that Quarter, & I hope you will excuſe my taking the Liberty to ſay I think 1500 good Men are no more than are abſolutely neceſſary for that Service, for as their principle & moſt Populous Towns are to the weſtward of the Mountain 'tis to be ſuppoſed they will defend them with their largeſt Force, & I need not paint to you the fatal Conſequence that will attend the unhappy People on the Frontier in caſe of a Miſcarage.

With Reſpect Sir to a Paragraph in your Letter to *G. F.* of the 21st of *Jany* relating to our Troops perſuing the Directions they may receive from Colo *Grant*, I hope you will not take it amiſs that I obſerve to you I had the Honour to Command that Gentleman in a former Campaign & have ſtill a Right to do it from the Commiſſions we are poſſeſſed of, unleſs there ſhoud be a particular order from your Excellency to the Contrary.

If the *Virginians* take the field this Spring I think it my Duty to inform you Sir they have neither Tents Kettles &c & I do not know whether the Colony will pay for them now as the Crown has done it hitherto.

I am extreamly obliged to you Sir what you said of Liut *Irwin* & am very ſorry to give you the trouble of ſo long a Letter. I am with all Reſpect

Your E

DRAPER MSS. 4 ZZ 48.

[A. L. S.]

To the Honble William *Byrd* Colonel of the Regiment and Commr in chief of the Forces of *Virginia*, and of the Expedition into the upper *Cherokee* Towns.

Sir.

In purſuance of an act of aſſembly paſſ'd here the 31st of *March* 1761, I hereby deſire you to recruit the Regiment to the full number of one Thouſand Men, after diſcharging ſuch Invalids as are unfit for Service. The Bounty-Money allowed by the ſaid act is £5 pr Man, beſides the Clothing already provided for them. The officers recruiting

recruiting are to be allowed 1 ſh[l] p[r] Day Subſiſtance for the Recruits, till they are provided for by the proper Commiſſary appointed or to be appointed for that Purpoſe. And they are further to be allowed £1.10.0 p[r] Man for their Expenſes in raiſing ſuch Recruits; which Sum is to include all Expenſes whatever.

You are deſired to order the Diviſion of the Regiment now at *Winchester* under the Command of Lieutenant Colonel *Stephen*[1] (if not already done) to march ſouthwards to join the reſt of the Regiment, at the Poſts on the South-weſt Frontiers, forthwith: as you ſhall judge moſt convenient for that Purpoſe.

As ſoon as this Junction is made, you are deſired to proceed forwards to *Stahllnackers*[2] or ſuch other poſt as you ſhall judge moſt convenient; and there to erect a ſmall Log-houſe Fort for the Security of proviſions, ammunition &ct. and from thence to advance with as many picked Men as you ſhall judge neceſſary to the *Big Islands*[3]; leaving Lieut. Colonel *Stephen* to follow as ſoon as may be with the new raiſed Men and the reſt of the Regiment, there to wait for Orders from Major General *Amherſt* under whoſe Command and by whoſe Directions You are to conduct the intended Expedition into the upper *Cherokee* Towns.

That no Time may be loſt, and to prevent any the leaſt Imputation of Delay being laid to the Charge of this Colony You are deſired to effect this as ſoon as poſſible, and to communicate theſe Inſtructions to Major General *Amherſt* immediately; and to inform him that you are to obey ſuch orders as you ſhall from Time to Time receive from Him, in proſecuting this Expedition. and laſtly

You are deſired to omit no opportunity of keeping open a conſtant and regular Correſpondence with Major General *Amherſt*, Governor *Dobbs*, Lieutenant Governor *Bull*, Colonel *Grant*, and my ſelf ſo far as in any wiſe concerns or relates to the Expedition carrying on under your Command.

Given under my Hand at *Williamſburgh* this 28th Day of *April* in the year of our Lord 1761 and in the firſt Year of his Majeſty's Reign

FRAN. FAUQUIER

Inſtructions to the Hon[ble] Colonel *William Byrd*
Dated 28th 1761

DRAPER MSS. 4 ZZ 32.

[L. S.] *New York*, 11th *May* 1761.

Sir.

By the Expreſs which Arrived here laſt Night from L[t] Gov[r] *Fauquier*, I have received Your Letter of the 19th of *April*.

I find His Majeſty's Requiſition for raiſing as large a Body of Men, as the Number and Situation of the Inhabitants of *Virginia* may allow, has not met with the Succeſs that I flattered myſelf it would; notwithſtanding that it appears to be the opinion of the Gentlemen of the Colony that a Thouſand Men are not Sufficient; I muſt own I differ with them in the laſt point; but I am very ſorry to find that they have not Exerted their utmoſt Efforts in Raiſing men According to His Majeſty's Commands which might have given You all the Number You could have Deſired.

The L[t] Governor Acquaints me that he had given Orders for making the Regiment as Compleat as poſſible Diſcharging the Invalids and Unſerviceable Men, and he is ſo ſenſible

[1] Adam Stephen was appointed a captain in Fry's regiment in 1754, and became a major or lieutenant-colonel upon Fry's death, ſerving until the command was diſcharged. He was appointed paymaſter to the troops raiſed in the winter of 1754-55 and ſerved until ſuperceded by William Byrd. Stephen was captain-commandant in the Braddock expedition, with actual command of the Virginia companies. He was appointed lieutenant-colonel of the Virginia regiment when Waſhington reſumed command. He continued to ſerve in this capacity under Byrd until the regiment was diſcharged in 1762. He commanded the Virginia regiment raiſed in that year.

[2] Stalnacker's was located on the Fry and Jefferſon map of 1751 on the Middle Fork of the Holſton a few miles above its junction with the South Fork. In 1750 Dr. Thomas Walker and his aſſociates met Stalnacker and helped him build his houſe. This was the extreme ſettlement in Virginia to the weſtward. In 1756 the Indians wiſhed to meet the Virginia commiſſioners at Stalnacker's to make the pending treaty. In 1768 or 1769, J. F. D. Smyth, the Engliſh traveller, ſtopped with Stalnacker on his way to Kentucky.

[3] Big Iſland of the Holſton; not far from the French Broad. It was a well-known place of rendezvous.

ſenſible of the Neceſſity there is of Your Marching as Early as poſſible that I am Confident he will Expedite that buſineſs to the utmoſt.

The Poſts on the Communication being Guarded with Militia, will undoubtedly be of great help; If theſe People have been Uſed to Stay no longer than they liked they muſt now be brought to a better Senſe of their Duty, that the Communication may be kept up in the manner it ought to be.

I am Surpriſed to hear that no ſteps are taken for Your Proviſion, when Brig^r^ General *Monckton*[1] immediately Sent through the hands of the Contractors Agents at *Philadelphia* Orders to Dr *Walker*[2] for Supplying You; and had my Directions to Inform himſelf of the beſt method, by which the Supplies could be Continued; and on Conſidering the whole, it was Determined to leave it in Dr *Walker's* hands, and Meſſ^rs^ *Plumſtead & Franks* wrote to him accordingly.

I Acquainted You in my Letter of the 24th of *March* with regard to any Contingencies, if there are any, the Province muſt Defray them; and when the Accompts are hereafter laid before me, whatever Articles Should be borne by the Crown, I would Direct the payment of them.

I am Extreamely Sorry to find that You think You can do nothing to annoy the *Cherokees* with Your Regim^t^ alone; which You alſo believe will not be Compleated by Midſummer I am hopefull the Events will prove otherwiſe.

I have already fully Acquainted You of my Sentiments in regard to the operations You are to Carry on, which are to Co-operate with Lt Colonel *Grant*, and to march and attack the *Cherokee* on one Side, while he does it on the other. You already know the Road, and Your Marching up that way Can't but be of the greateſt Aſſiſtance to Colonel *Grant*.

I ſhall give You the Same orders, as I have given to Lt Colonel *Grant*, as to granting the *Indians* a Peace which muſt not be untill they have been properly Chaſtiſed; when that is Executed, and that Peace Seems Eligible, I refer the terms of it to Lt Govr *Fauquier*, who, with his Council, are to Digeſt, Direct, and bring the Same about, as they ſhall Judge proper, which I rely he will do, in Concert with Lt Governor *Bull*, & Decline a Separate Peace, which is by all means to be avoided; and You will therefore follow Such Inſtructions as You ſhall Receive from Lt Govr *Fauquier*, in regard to any overtures that may be made for a Peace.

You will, of Courſe, take great precautions on Your marches, in having flanking and advanced parties that You may never be Surpriſed; and theſe parties Should, on any attack always be ſupported, and Act offenſively.

There is no Danger in puſhing *Indians* boldly; they will never Stand an Attack; but this is to be done with order; there is great Danger in retreating from *Indians*, be You ever ſo Carefull, & that You do it in the moſt Regular manner; You are ſo well Acquainted with their motions, that, I think, I hardly need mention this, or Caution You of the poſts & Camps that You'll take, that they may be Such as never to give the *Indians* an opportunity of Gaining the leaſt advantage.

I have nothing more to add to what I have already wrote to You, and have verbally acquainted You, I muſt leave the reſt to Your Judgment & Experience and I truſt to your Zeal in Executing Every thing that may be for the good of His Majeſty's Service,

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[1] Robert Monckton commanded at the reduction of the French forts in Acadia in 1755 and deported the Acadians. He became lieutenant-governor of Nova Scotia in 1756 and lieutenant-colonel of the Royal American regiment in 1757. He commanded a battalion at the ſiege of Louiſburg in 1758. He was a brigadier-general at the ſiege of Quebec and was ſeverely wounded. He became governor of New York in 1761 and commanded the expedition which captured Martinique in 1762. His death occurred in 1782.

[2] Dr. Thomas Walker, of "Caſtle Hill," Albemarle County. He was probably the firſt white man to enter Kentucky, going there in 1750, thirteen years before Daniel Boone's viſit. He gave the name to Cumberland Gap and the Cumberland Mountains. Walker was commiſſary-general of the Virginia troops from the time of Braddock's expedition to the end of the war. He was preſent at the Defeat. Walker was appointed by Virginia a commiſſioner, along with Andrew Lewis, to treat with the Six Nations at Fort Stanwix, New York, in 1768. He was alſo an Indian commiſſioner for Virginia in 1777. He was a member of the Vigrinia Houſe of Burgeſſes in 1775 and was put on the ſecond Committee of Safety. He was one of Virginia's commiſſioners in 1778 to complete the running of the boundary line between Virginia and North Carolina. Walker died in 1794.

vice, that You will, on this Occaſion, do Every thing to the beſt of Your power, to attack and annoy the *Indians;* Co-operate, & Aſſiſt Col° *Grant;* and I Doubt not but Your Succeſs will Convince You, it is not in the power of *Indians* to Eſſentially hurt a Body of a Thouſand men, who are well Commanded, and on whom I rely for fully Executing this Service Under Your Directions.

I am, with great Truth, Sir, Your most obedient Servant.

JEFF. AMHERST.

Colonel *Byrd*

DRAPER MSS. 4 ZZ 39.
[A. L. draft by Colonel Byrd.]

Sir.

Your Excellencys Letter of the 11th of May came to Hand only the Day before Yeſterday. From the length of time I had been without your Orders, & not having yet heard anything about the Contractors, I concluded this Expedition has been given over, however I forwarded everything under my Direction as far as poſſible, & as I inform'd you in my Laſt by Expreſs had advanced the Troops as far on the Frontier as they can be subſiſted. The Contractors have not to this Hour employ'd any Person to furniſh me with Proviſion, neither have they ſent one Shilling of Money for that Purpoſe. On receiving your Excellency's Instructions to puſh on without Loſs of time to cooperate & aſſiſt Col° *Grant*, & being ſenſible, I am now full late to be serviceable to him, according to your Plan, & that no further Delays can be admitted of, I hope Sir you will think I have done right in ſending all over this & the next County to engage the Farmers to deliver a Large quantity of Flour at the advanced Poſt, & to provide as many Carriages as we shall have occaſiion for on our March. By my own Endeavours & at my own Riſque & Credit & by the Diligence of thoſe I employ'd, I have so far ſucceeded, as to find I ſhall be able to march this Detachment of the Regt on *thurſday* next, when you may be aſſured Sir I shall looſe no time in executing your Orders, for I flatter myſelf Doctor *Walker* will have directions to pay off my Engagements, & to ſupply us properly hereafter. I incloſe a Return of my Regiment, which I wiſh may prove strong enough for the intended Service.

Letter to Genl June 2d.

DRAPER MSS. 4 ZZ 49.
[A. L. S.]

Wmsburgh July 1st 1761

Sir.

I reed your two Favors of the 23d June on the 28th and had very luckily ſummoned a Council to meet on the 29th (on the adviſing the moſt proper Cruize for his Majeſty's Ship *Aſſiſtance* who brought in the *London* Fleet and is to cruize on theſe Coaſts for the protection of the Trade till he returns) to whom I communicated your Letters.

I have sent up the Breviats for Colonels to Mr *Stephen* and Mr *Lewis*[1] to prevent their being subject to the Command of a Junior officer as you deſired, and Letters to the Lieutenants of the Countys to prepare Militia to occupy the poſts you will be obliged to leave, in which Service I deſire you will employ as few as poſſible, in order to ſave Expenſe of wch the Colony will ſoon grow tired.

By the Return of the Regiment it appears that it will be tolerably strong when the Recruits join, there being now by the Return 732 rank and file Men excluſive Serjts Corporals &ct.

I wrote to you on the 15th *June*, but as the Meſſenger had orders to call at *Warrick* about the ſending up the paper, powder and flints, and then was to proceed to *Bedford* Court

[1] Andrew Lewis was a native of Ireland, ſon of John Lewis, and ſettled in Auguſta. He early ſaw ſervice on the frontier and was wounded twice at Fort Neceſſity. He was major in the Virginia regiment in the Braddock expedition. He commanded the Sandy Creek expedition in 1756 and was taken priſoner at Grant's defeat in 1758. He was a Virginia commiſſioner at the Fort Stanwix treaty with the Six Nations in 1768. Andrew Lewis commanded at Point Pleaſant in 1774, and when the Revolutionary War broke out he ſeemed to have a great military future. He drove Dunmore from Virginia and then his active ſervice ended.

Court Houſe there to enquire whether you were at *Staunton* or were gone to the Army on the out Poſts, you could hardly have recd thoſe Letters when you wrote. The Meſſenger was charged wth Letters for you from General *Amherſt* and from the *Carolinas*.

I ſhall ſign a warrant to Col. *Hunter* for the payment of Mr *Frank's* Acc^t^ amounting to £989. 4, 6–1–2 penſ^y^ Cur^cy^ tho' this affair met wth great Difficulty's, the payment being once ordered to be poſtponed till the meeting of the Aſſembly; but for a particular Reaſon I was afterwards adviſed to pay it immediately and submit it to the approbation of the aſſembly when it meets in Novr. The Reaſons for this Demur were many wch I was deſired to adviſe you, and at the ſame time to warn you from running haſtily into any unneceſſary Expenſes for the future. The goods ordered as by Acc^t^ recd from Mr *Franks* were ſufficient, and calculated for a Regiment of 1000 Men to be new raiſed, deſtitute of all those articles. Now tho' our Men might want ſome goods of every article it was impoſſible they ſhould be in the ſame Situation as a new raiſed Regiment. By my Letter of the 14th *Nov^r^* last you will obſerve that I therein told you very plainly, that it was the Senſe of the aſſembly that all the money expended on the Regiment, ſh^d^ be laid out in this Colony and not out of it. In the ſame Letter I mentioned the Demurrage on the payment of your Draught to Mr *Cunningham* being deſigned as a Check. To wch Letter I refer you.

If ſuch things were abſolutely neceſſary, it was proper it ſhould be made known, that we might conſult whether the Fund was able to anſwer the Expenſe, thoſe Articles not being conſidered in the Eſtimate. This care of the public Money being expected from me there is another Reaſon wch tho' but conjectural, yet the Date of Mr *Franks's* acct authorizes ſuch a Conjecture wch is, that theſe goods were ordered by you before you left Philadelphia to come to *Williamſburgh*, when you had not the Charge of the Regiment, and bore no Commiſſion from me in the Service of this Colony. Notwithſtanding all theſe weighty Reaſons againſt it to ſupport your Honor in *Philadelphia* the Council were of Opinion I ſhould grant the warrant tho' they doubted much of the aſſembly's allowing it in the paſſing the Treaſurer's Acc^ts^. The Council are further of the opinion that the articles of Buckles, Garters, Combs, & Stocks ſhould be ſtopd out of the Men's pay if they take them. theſe amount to a conſiderable part of the Demand.

As for the affair of peace, you will pleaſe to recollect that in my former Letters of *July 24th & October 17th 1760*, I told you that this Colony did not conſider themſelves as principals in this *Cherokee* Warr, therefore all Matters of that Sort were to be refer'd to Gov. *Bull*, to wch Letter I beg Leave to refer you. Genl *Amherſt* in his Letters to you, ſays, that after Col. *Grant* and you have chaſtiſed the Indians all affairs of peace are to be left to the Diſcretion of the Governors, in wch the Military are not to be concern'd if I rightly remember his words. Lt Govr *Bull* in a late Letter I have recd from him, ſays that the neighboring provinces ſending Deputies to meet about the ſettling peace will occaſion Delay: therefore in Compliance wth the Directions he has recd from General *Amherſt*, (an Extract of whoſe Letter he ſent me) he ſhall take upon him to make peace as well for the Subjects of all the Britiſh Colonies, as of his own in particular, at *Charles Town*, in due Form wth the Deputies of the *Cherokee* Nation, whenever that Meaſure ſhall be neceſſary. For all thoſe Reaſons I ſhall not take upon me to have any hand in the making of peace but leave that Matter entirely to Mr *Bull*, therefore if any propoſals of that Sort ſhould be made to you, the *Indians* are to be told that they muſt ſend Deputies down to *Charles Town* together wth the Deputies of the middle and lower Towns to concert on Terms of peace and Friendſhip with the Governor of *South Carolina* whoſe proper Buſineſs it is, and that we cannot enter into Conferences with them on the Subject, but that you will be ready to forward any talks of theirs to the Governor of *Carolina* to expedite matters if they deſire it. But this Colony will engage for nothing but to regulate themſelves according to the Articles of peace that shall be made and ſigned at Charles Town. At the Deſire of Mr *Bull* I have given him my own opinion what their Terms ſhould be, wch is the Securing our own Settlements from any future Inroads, and the preventing their Commerce and Intercourſe wth the *French* by any means proper for

for that purpoſe, but that I think we have nothing more to aſk or inſiſt on, and ſuch a peace without hard or apprehenſive [oppresive?] Terms may poſſibly, I may almoſt ſay probably be laſting, wch is what we want, so that we may not be kept in continual alarms.

I have ſome time ſince informed Gener.l *Amherſt* of the Cauſe of your Delay, by the Contractors not doing their Duty. His Letter to you was ſent to me open under the flying Seal wch I faſten'd. Govr *Bulls* Letter contained no news of the Troops any more than that their March had been obſtructed by heavy rains. The Day was *May* 25th at wch Time or ſoon after he ſuppoſed they ſhould be near Fort *prince George*, but his own Letters to you may poſſibly have given you a more full Acc^t^ of Col. *Grants* March and Operations.

I have no further orders to give, as you are fully Maſter of the Deſign of your Campaign the Conduct of wch I leave to your ſelf and ſhall only add that I am wth great Regard Sir Y^r^ moſt Obed^t^ hum: Servt FRAN. FAUQUIER.

To the Honble Col. *Byrd*.

DRAPER MSS. 4 ZZ 33.

[A. L. S.]

Albany, 2^d^ *July* 1761

Sir,

On the 25th *June*, I had the favor of Your Letter of the 7th of the ſame Month, Encloſing a Return of the Strength of the *Virginia* Regiment.

You might have been Aſſured that the Expedition Intended to be Carried on under Your Command, would not be Laid aſide, without my Acquainting You; And ſoon after the date of Your Letter, You muſt have received Several of Mine, by which You will have been fully Informed of my Sentiments, in regard to Your puſhing forwards, with the Strength You had, as I judged them full Sufficient for Anſwering the deſired End of Annoying the Enemy on that Quarter, whilſt they were Attacked by a Superior Force on the other Side the Mountains.

I Make no doubt but the Orders given by General *Monckton*, for Supplying You with proviſions, & Every other Neceſſary furniſhed by the King, will have been punctually Obeyed; And that You will have, long e're now, been relieved from the Inconveniencies ariſing from the Want of theſe neceſſary Articles.

The Expenſes You have been at, in purchaſing proviſions for the Troops, muſt certainly be made good by the Contractor's Agents.

I am, with great Truth, Sir, Your moſt Obedient Servant.

JEFF. AMHERST.

Colonel *Byrd*.

DRAPER MSS. 4 ZZ 56.

[A. L. draft by Colonel *Byrd*.]

S^r^

I did myſelf the Honour to write to your Excellency the other Day by Gov. *Fauquier's* Expreſs, & inform'd you the low State of the Reg^t^. Since which I have uſed my utmoſt Endeavours to compleat it, but as our Bounty Money is one half leſs than it ever has been, We have met with no Succeſs. I have order'd all the men from *Winchester* & the *Pittſburgh* Communication to *Auguſta*, where they muſt remain till Proviſion & Carrages are provided, & I have not as yet heard that the Contractors have given any Directions concerning them. Indeed Sir if the Colonys are to furniſh no other Troops for that Expedition than our weak Reg^t^, that Expence may be ſaved, for I am too well acquainted with the Nature of that Service to hope for any Succeſs from ſo ſmall Numbers, & I flatter myſelf let the Conſequence be what it will, no blame can lay at my Door. In Obedience to *G. F's* Inſtructions I ſhall proceed with 500 Men to the *Great Iſland*, as ſoon as the Victualers are ready for us, where I am to erect a Poſt & wait your Orders. The Lieu^t^ Col^o^ will remain with the other 200 Men at Ft. *L*[1] till the Laſt of the Proviſion & our

[1] Fort Lewis ſtood near the ſite of the preſent town of Salem in Roanoke County.

our Few Recruits come up, which I fear will be very late in the Summer. Nither Col° *Grant* or *G. B.* has thought proper to hold any Correſpondence with either G. *F.* or myſelf, ſo that we are intirely at a Loſs to know What they intend, or what they woud have us do, even if we had a force Sufficient. I will not preſume Sir to ſay any more to you on this Subject, but think myſelf extreamly unhappy that I am not enabled to anſwer your Expectations & have the Honour to be &c

DRAPER MSS. 4 ZZ 36.

[A. L. draft.]

Sir.

I am now to inform your Excellency that I arrived at this Place on the 13th of laſt Month, ſince which time I have been detain'd for want of Carriages & Horſes, & find it impoſſible to get them in any reaſonable time. This Delay proceeds from the Contractors neglecting to employ Agents in time to provide thoſe things, for thoſe Gentlemen did not agree with Doctor *Walker* at *Philadelphia* to ſupply our Troops with Proviſions till the 14th of *June*, by which Means it was out of his Power to engage proper Carriage & Forrage for ſuch Diſtance before it was render'd too late for me to execute your Orders in Cooperating with Colonel *Grant*, who wrote me from Fort *Prince George* he had compleated his Work by the 10th of *July*, which I conceive was the principle Object of my Deſtination. Indeed I ſee no probability of Doctor *Walker's* being able to victual us farther than this Place, was it otherways poſſible for us to proceed to the *Cherokee* Country.

The Whole Regiment is preſent & the few Recruits have join'd, my whole Force is only — effective Men. Thoſe I have employed ſince I came here in building a Block Houſe & throwing up an Intrenchment round it for the Security of themſelves & Proviſion.

We are ſtill 200 Miles from the Nation & have the Road to open & make all the Way, which with the neceſſary Guards I am convinced your Excellency will think Impracticable for my ſmall Force, if oppoſed by an Enemy. Governour *Fauquier* has order'd up only 60 of the Militia, who are certainly not ſufficient to garriſon the neceſſary Poſts for 330 Miles beyond the Inhabitants, & cover our Retreat in caſe of an Accident.

The Enemy's retiring from Col° *Grant's* Numbers makes the Taſk ſtill more Difficult for my few Men, for they are all retreated into the upper Towns, where they have nothing to fear from him, from whence I have certain Inteligence, large Bodys are detatch'd to hunt between *Broad* River & the *Holſtien*, to watch our Motions.

If Col° *Grant* with his formidable Power coud only burn fifteen Towns & over run the Country below the Mountains, not more than ſixty Miles from his advanced Poſt, I do not imagine it can be expected that I can with my Pityfull Number, proceed thro' a Willderneſs, 200 Miles from my outermoſt Poſt to attack 32 Towns in the remoteſt Part of the Nation, defended by their united Force. Col° *Grant* had the whole Winter before him to provide every thing for his well appointed Army, & I was not even thought worthy of the Contractor's Notice in *Philadelphia* till the middle of *June*, & had double his Diſtance to march. How we were to cooperate together, under thoſe Circumſtances, God only knows.

The *Little Carpenter* with 43 *Indians* from all parts of the Nation came in laſt Month to ſolicit me for a Peace, but as my Hands were tied up I coud only recommend them to Col° *Grant* & Govr *Bull*, & uſed every Argument & Threat to haſten them to it. I certainly muſt appear in a very deſpicable Light to them, as I realy do to myſelf, for I am neither enabled to chaſtiſe them, nor empowered to make a Peace.

For my Part I know it to be impoſſible for me to do any thing more, as well thro' the Deficiency of Numbers, now Col° *Grant* has retreated to F. *P. G.* as the Want of Carriages, therefore Sir as it never was my Intention to lay upon the Frontier without a Proſpect of doing Service to my Country & Credit to myſelf, I humbly hope you will not take it amiſs that I reſign the trifling Command to the Lieu^t Col° of the Reg^t, after the Works

Works are finiſh'd, when I propoſe to do myſelf the Honour to wait on your Excellency & am aſſur'd I can remove any Doubts you or the World may entertain relative to my Conduct.

Copy of my Letter to the General Aug. 1, 1761.

DRAPER MSS. 4 ZZ 37.

[L. S.]

Albany, 20th *Auguſt* 1761

Sir,

You will have Seen by my two former Letters, that, altho' Lt Colonel *Grant* had Chaſtiſed the *Cherokees*, Yet I had Sent him Directions not to Remove the Troops, out of *Carolina*, Untill a Peace was Settled, & Concluded with thoſe Savages by Lieut. Governor *Bull;* and that to bring about this Salutary Work ſo much the ſooner I likewiſe Deſired You to purſue Your Inſtructions, in the ſame manner as if nothing favorable had happened in our behalf in thoſe parts. Wherefore 'till thoſe Ends are fully anſwered, the principal Object of Your Deſtination is not Effected: but I make no doubt that ere this Reaches You, Lieut. Governor *Fauquier*, agreeable to Mine of the 17th Inſtant, will have been Enabled to Recall You with the *Virginia* Regiment, into the province, if not, I muſt Repeat my Deſire, that You will, to the utmoſt Exert Yourſelf in the Annoying the *Cherokees* in their Upper Country; and that You will not think of declining the Command of the *Virginia* Regiment, before the Service to which they are Deſtined is Compleated.

I am, Sir, Your moſt Obedient Servant

JEFF: AMHERST.

Colonel *Byrd* Commanding the *Virginia* Forces.

BANCROFT TRANSCRIPTS.

LT. COL. STEPHEN TO LT. GOVR. FAUQUIER.

Camp at *Pittſburgh Oct*r 29, 1759.

Sir,

I rec'd the honor of your letter, and would have been under the greateſt obligation for your ſentiments on the *Indian* Trade. There are proper regulations wanting to make it uſeful and profitable for us, and a manner is wanting to make it agreable and eaſy to the *Indians*. The *Penſylvanians* engroſs it at preſent and are puſhing all poſſible meaſures to keep it in their hands. About twenty Tuns of Skin and Furr have been bought at this place within theſe three months; the *Penſylvanians* ſay the Poſt is within their limits, and accordingly have made an Act of Aſſembly for enhancing the Trade. This does not affect *Virginia* whilſt the General[1] Commands, but were one of the *Penſylvania* Officers to Command, they would be obliged to act according to their orders from that Province. The determination is of importance to us who firſt engaged in *Virginia* ſervice; as we are intituled to a conſiderable quantity of Land by virtue of Govr *Dinwiddie's* proclamation approved of by His Maj'ty, and I would be glad to know the ſenſe of your honor and Council on that Head.

Two Officers are juſt returned from *Preſqu'iſle*[2] with an account of the Country, communication & the ſituation of the *French* Poſts.

It is about ſeventy miles to *Venango*[3], it has been a ſmall ſtockade, about 400 yards below the mouth of *French* Creek, which is there about 100 yards over. There are about

50

[1] General John Stanwix, in command of the Southern Diſtrict of North America.

[2] A fort built on the preſent ſite of Erie, Pennſylvania. In 1753 Duqueſne, the governor of Canada, ſent a force to occupy the Ohio Valley, and, as a baſe for the movement, built a log fort at Preſqu'iſle.

[3] A fort built at what is now Franklin, Pennſylvania. It ſtood near the confluence of French Creek and the Alleghany River. In 1753 Joncaire was the commandant at Venango, and he it was who informed Waſhington over their wine of the aggreſſive intentions of the French government.

50 houſes 12 feet by 16 ſtanding, the veſtiges of as many burnt; a fine Mill ſtands in good order.

From that about 46 miles to *Le Beuf*[1], very bad ground, a barren Country for 30 miles—about nine miles a mere ſwamp. The ſituation of the Poſt very pleaſant and commodious.

From *le Beuf* to *Preſqu'iſle* about 18 miles, the road well made; it is one continued Bridge through a ſwamp the whole way; the ſituation of *Preſqu'iſle* was upon the bank of Lake *Erie*, poor ſoil and piney land about. That Poſt and *le Beuf* was a ſtocade with four Baſtions, built only for the communication.

I have the honor to be.

Sir

Your moſt obedient humble ſervant.

A. S.

LIEUT. GOVR. FAUQUIER TO THE LORDS COMM: OF TRADE.

W^m^sburgh December 1, 1759.

My Lords,

I incloſe your Lord^pp^s a copy of a letter I have juſt received from Lt Col. *Stephen*: which, as it contains ſome minute particulars of points of conſequence, I have chooſe to communicate to your Right Honble Board in the words of the Writer. By it you may obſerve My Lords, that the affair of the *Indian* Furr Trade, if not prevented, may again prove a bone of contention between this Colony and *Penſylvania*. The ſureſt way to ſtop any ill conſequences that may ariſe from ſuch a contention, appears to me to be to ſettle the determination of the Boundary-line of *Penſylvania* which is to run 5 degrees due Weſt from *Newcaſtle*[2]. We ſay from Meſſ^rs^ *Fry* and *Jefferſon's* authority that this diſtance terminates 15 or 20 miles ſhort of *Pittſburgh*. The *Penſylvanians* act, as if it did not; upon what authority they proceed I am as yet entirely ignorant.

I hope Your Lord^pp^s will be of opinion that this ſhould be ſettled by Commiſſioners either appointed by your Right Honble Board immediately or mediately by Inſtruction ſent to the Governors of the reſpective provinces to appoint ſuch Commiſſioners. The firſt method ſeems leaſt liable to create diſputes, as the Lands between the mountains and the *Ohio* are now cleared of the Enemy, people ſeems to be very deſirous to ſettle on the fine fertile lands, lying on the waters which fall into the *Ohio*, and ſo into the *Miſſiſſipi*, and are generally called by the general name of Lands on the waters of the *Miſſiſſipi;* but to the well future ſettling of theſe lands, there are ſome points wch ſeem to require conſideration. By proclamation from Mr *Dinwiddie*, all officers and private Men, who have ſerved in thoſe parts have a Right to a certain proportion of thoſe lands, to which they are daily laying claim. It is alſo to be conſidered, whether the Crown will renew the two great Grants. If they ſhould be renewed, whether the Grantees ſhould be at liberty to take up lands within their Grants, in as ſmall parcells as they pleaſe; by which means they have it in their power to ſkim all the fine Lands on the Waters and have

[1] Le Boeuf was a fort built on the preſent ſite of Waterford, Pennſylvania. The fort ſtood on French Creek not many miles from Lake Erie. Waſhington ſtayed three days at this poſt while on his miſſion in 1753 to warn the French from the Ohio country. From Le Boeuf, Saint-Pierre, the French Commandant, ſent word to Governor Dinwiddie of his intention to hold his poſt.

[2] The boundary controverſy between Virginia and Pennſylvania began with Dinwiddie's attempt to have a line run between the colonies in 1753. Governor Hamilton of Pennſylvania was inſtructed by the proprietors to aſſiſt Dinwiddie in running the line, but to require an acknowledgment that his propoſed ſettlements in the Weſt ſhould not alienate the rights of Pennſylvania. In 1754 Dinwiddie commenced to build a fort on the ſite of Pittſburg and iſſued a proclamation, promiſing to reſerve 200,000 acres of land for the benefit of ſoldiers fighting againſt the French. Hamilton objected, and Dinwiddie agreed that the quit-rents might be collected by Pennſylvania until the boundary diſpute was ſettled, and applied to England to have the boundary line run. After much diſcuſſion the controverſy was ſettled in 1779 by a commiſſion which met at Baltimore. The line agreed upon was the extenſion of Maſon and Dixon's line "due weſt 5 degrees of longitude completed from the river Delaware for the Southern boundary of Pennſylvania, and that a meridian drawn from the Weſtern boundary thereof to the Northern limit of ſaid State, be the Weſtern boundary of ſaid State forever." Olden Time, I, pp. 433-524.

have the uplands unpatented ,whether they ſhould not be obliged not to exceed a certain price for a certain term of years, to their under patentees.

Your Lord^{pp} may be fully convinced that I think theſe things of conſequence, and that I ſpeak my ſentiments with ſincerity, when I inform you that my ſon is taken partner into one of the great grants. But I hope that or any other conſideration in which my intereſt ſhall be concerned, will never make me proſtitute my opinion to your Right Honble Board, whenever I think His Majeſty's and my Country's intereſt at ſtake.

It ſeems to be the general opinion of all the ſpeculative gentlemen here, that it will be more adviſeable to make a ſeparate Govern^{t} of all the Lands between the mountains and the Waters; the reaſons they aſſign are theſe, which are ſpecious enough. It will require a Conſtitution of a more military form than this Colony, I believe, can ever be prevailed upon to enter into, in order to protect theſe out ſettlers from Inſults and incurſions of the *Indians*. The Militia Laws now in force in this Colony would be ineffectual to ſecure them, and from a jealouſy of the liberty of the ſubject, I apprehend the General Aſſembly would never be brought to put them under ſuch reſtraints as are neceſſary to make a militia ſerviceable. I attempted an amendment of thoſe Laws on my firſt arrival, without ſucceſs. The eſtabliſhment of the Clergy in this Colony is thought to be of ſuch a nature, as to be an obſtacle to the coming in of proteſtant foreigners, from whom we are to hope the greateſt acceſſion of people, who muſt have a Miniſter of their own to maintain, beſides paying their quota to a public Levy for the ſupport of a parochial Miniſter of the eſtabliſhed church.

I thought it my duty, My Lords, to throw out theſe hints for your Lord^{pp} conſideration, to do therein as you ſhall judge moſt expedient, whenever it may pleaſe his Maj'^{ty} in his moſt honorable privy Council, to take the matters relative to the patenting and ſettling theſe lands into conſideration.

The Aſſembly broke upon the 21st *Nov^{r}* after having paſſed an Act to keep up the Regiment till the firſt of *May* next, and to diſband the 500 Men before that time; *vizt* 200 immediately and 300 on the firſt of *February;* & an Act to prevent Frauds on Negro duties. I ſhall tranſmit thoſe Acts and ſome few of a private nature by the firſt opportunity I can find. I have wrote to Brig^{r} Genl *Stanwix*[1] to inform him of theſe tranſactions, and to deſire he will be particular in the ſervice for which he will require the Men to be kept longer in pay if neceſſary; otherwiſe I fear, the Colony will be for droping them at the time preſcribed.

I ſhall write more particularly on the aforeiaid Acts when I ſend them to your Lord^{pp} with the other public papers of Govern^{t}. I am My Lords, with the greateſt reſpect your Lord^{pp} moſt obedient & devoted ſervant.

FRAN: FAUQUIER.

LT. GOV. FAUQUIER TO MR. PITT.[2]

W^{m}sburgh March 14, 1760.

Sir

In obedience to His Majeſty's commands notifyed to me in the letter I had the honour to receive from you, the very night before the General Aſſembly met, I recommended the meaſures directed in it and laid your letter before the Aſſembly and I have the pleaſure to acquaint you that the Aſſembly agreed to keep up the Regiment now on foot. Of this I have apprized Major Generals *Amherſt* and *Stanwix*.

I have

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[1] John Stanwix was colonel of the 1ſt battalion of the 60th regiment, the famous Royal Americans. He was aſſigned command of the Southern Diſtrict of North America, with headquarters at Carliſle, Pennſylvania, in 1757. He became brigadier-general in 1757. In 1758 he was relieved by Forbes; he went to New York, where he built Fort Stanwix. In 1759 he came back to command the Southern Diſtrict, with headquarters at Pittſburg. He reſigned the command in 1760.

[2] The firſt paragraph of this letter is given in "Correspondence of William Pitt with Colonial Governors," Vol. II, p. 265.

I have alſo ordered the Patent under the Seal of this Colony to be made out, appointing Mr *David Bowman* to be Naval Officer of the Diſtrict of the Eaſtern Shore, as ordered by His Majeſty's Sign Manual bearing date the 26th day of *Novr* 1759.

I am with the greateſt reſpect
Sir
Your moſt obedt and
devoted humble Servt.

FRAN: FAUQUIER

LIEUT. GOV. FAUQUIER TO GOV. HAMILTON.[1]

[Encloſed in a letter to the Board of Trade.]

Wmsburgh May 7th 1760.

Sir,

My Predeceſſor Mr *Dinwiddie*, by authority of His Maj'ty notifyed by one of his principal Secretary's of State; iſſued a proclamation to encourage perſons to engage in the ſervices then propoſed to be carried on againſt Fort *du Queſne*, and other *French* Settlements on the Waters of the *Ohio*. In this Proclamation he promiſed a grant of 200,000 acres of land on the eaſt ſide of that River, to be approportioned to the Officers and private Men who ſhould voluntarily enter into that ſervice, 100,000 of which were to be contiguous to *Pittſburgh* or Fort *du Queſne*, the other 100,000 on ſome other part of that River.

In conſequence of this promiſe by authority, The Officers and Men who ſerved on the *Ohio* have laid in their claims to me in Council, to have theſe lands immediately granted to them, which they ſay they have merited at the hazard of their health and lives.

But ſome difficulties ariſing, from the bounds of your Colony not being ſettled, and from the Treatiſs which it is ſaid Genl *Forbes* made and Genl *Stanwix* has ſince confirmed with the *Indians* inhabiting that Country (but which I have not yet ſeen), this Colony has done nothing in that affair.

I have alſo to inform you that about three months ſince I wrote to the Right Honble the Board of Trade and Plantations in which letter I informed them of theſe Claims; and of the difficulties which attended our granting theſe Lands; deſiring at the ſame time that Commiſſioners might be appointed by the Crown to ſettle the extent of your line, which is to run 5 degr: due Weſt from *Delaware* Bay in the latitude of 40 North, and that the proprietors of *Penſylvania* or *Maryland* might be reſtrained from making any grants of Lands, which from our ſcrupulous obſervance of Treaties etc., we did not think proper to make ourſelves, till His Maj'ty's pleaſure was known therein, on which head I deſired I might have inſtructions as ſoon as conveniently could be.

By advice of His Maj'ty's Council, on theſe Conſiderations, I have poſtponed the making of any grants of lands in queſtion, till I receive directions from Home, relative thereto. And that a perfect harmony and unanimity may at all times ſubſiſt between the Siſter Colonies of the ſame common Mother on which the ſafety and ſecurity of all depend, I have to requeſt you, that you on your parts, would, as we have on ours, poſtpone the granting thoſe lands till ſuch inſtructions arrive which ſhall be immediately made known to you. And if you ſhall already have made any ſuch grants, I beg the favour of you to inform me thereof, as to the quantity, the ſituation and the names of the Grantees.

I am with the greateſt regard
Sir
Your very humble ſervant.

FRAN: FAUQUIER.

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[1] James Hamilton became governor of Pennſylvania in 1759, ſucceeding Denny, and held the office until 1763.

LIEUT. GOV. FAUQUIER TO THE LORDS OF TRADE ETC.

Wᵐˢburgh May 12th 1760.

My Lords,

I encloſe in this Box to your Right Honᵇˡᵉ Board, the Acts of the laſt Seſſion of Aſſembly which broke up the 11th of *March*, the Journals of the Council and Burgeſſes, the minutes of the Council ſince the Departure of the late Lieutᵗ Govʳ, the Accounts of the Receiver General, and of the Naval Officers, with the Duplicates of the Acts and Journals of the former Seſſion. I hope your Lordᵖᵖˢ will not accuſe me of remiſneſs in the diſcharge of my duty, for I cannot get the Acts and Journals ſooner out of the reſpective Offices.

The *Cherokees* having immediately broke the peace made with them by Govʳ *Lyttleton* before his departure, and having taken up arms throughout all their Towns, Mʳ *Bull* has applyed to this Colony for aſſiſtance, particularly for ſuccour for the Garriſon of Fort *Loudoun*, in the Upper *Cherokee* Country. As I was not in a capacity to ſend them any relief by the powers veſted in me by the General Aſſembly, I have by, and with the advice of His Majeſty's Council call'd the Aſſembly to meet again on *Monday* the 19th inſt: the reſult of which I will give your Lordᵖᵖˢ the earlieſt Information of.

The affair of granting the Lands on the *Ohio* grows every day of more importance; for which reaſon, I crave your Lordᵖᵖˢ excuſe for again mentioning that affair, and for begging leave to refer your Lordᵖᵖˢ to my letters of the 1st *December* and 13th *March* on this ſubject. I have wrote fully to Govʳ *Hamilton* upon theſe matters, a copy of which letter I incloſe to your Lordſhips.

I am with the higheſt regard and reſpect

My Lords,

Your Lordᵖᵖˢ moſt obedient,

obliged humble ſervant

FRAN: FAUQUIER.

LT. GOV. FAUQUIER TO THE LORDS OF TRADE ETTC.

Wᵐˢburgh June 2d 1760.

My Lords,

The Aſſembly which I had ſummoned to meet on the 19th ultᵒ of which I gave your Lordᵖᵖˢ advice in my letter to your Rᵗ Honᵇˡᵉ Board of the 13th fat ſix days, and provided for the raiſing and paying 700 Men till the 1st of *December* to be joined to the 300 already ſtationed on the ſouth weſt Frontiers, to attempt the Relief of Fort *Loudoun*, or to be otherwiſe employed as Lieutᵗ Govʳ *Bull* ſhall adviſe. Theſe Men are now raiſing, and as I hear the Recruits enter very faſt. This Act, with two other acts of courſe, I ſhall tranſmit to your Lordᵖᵖˢ as ſoon as engroſſed.

At the end of the ſupply Bill the Houſe of Burgeſſes added a Clauſe to encreaſe the duty ariſing by the importation of ſlaves, by reducing it to ten per cent inſtead of twenty, which was the method I moſt approved in the late Act relative thereto of which I wrote your Lordᵖᵖˢ a full account in my letter of the 17th of *Decembʳ* ſent by the *Deliverance*, Capt. *Whyte*, who I hope, is ſafely arrived, tho' we have not heard of her. She carried the Box of public papers and Acts.

The incertitude of the proceedings of the General Aſſembly of this Colony, has ſtruck me on many occaſions and ſeems to be ſo inherent in the nature of the Members, as to be characteriſtic of the People. This Act was paſſed this Seſſion in the lower Houſe, but by a ſingle voice, on account of this Clauſe; and it is apprehended will occaſion a Battle in the next Seſſion whenever the aſſembly meets again; for the conteſt on this occaſion is between the old Settlers who have bred great quantity of Slaves, and would make a Monopoly of them by a duty which they hoped would amount to a prohibition; and the riſing Generation who want Slaves, and don't care to pay the Monopolifts for them at the price they have lately bore, which was exceedingly high. Theſe

reaſons

reaſons your Lordpps may gueſs are not urged in the arguments on either ſide; but, I believe are the true foundation of the Squabble.

But ſetting this Act aſide, the uncertainty of all public meaſures, is in nothing more apparent, than in their immediately diſbanding Men, who by ſeeing ſome ſervice are become uſeful, upon the leaſt relaxation from their fears of an Enemy; and as immediately raiſing freſh raw Men at a great Bounty, as ſoon as their paſſions are again alarmed. Whoever charges them with acting upon a premeditated concerted plan, don't know them; for they mean honeſtly, but are Expedient-Mongers in the higheſt degree, even to their own coſt daily. I am confident the Aſſembly could have kept two Regiments in conſtant pay ſince my arrival in the Colony at a much leſs expence than the methods they have purſued have occaſioned.

I am My Lords with the greateſt reſpect

Your Lordpps

moſt obedient and devoted ſervant.

Fran: Fauquier.

LT. GOV. FAUQUIER TO THE LORDS COMMISS'RS OF TRADE ETTC.

Wmsburgh June 30th 1760.

My Lords,

By the Fleet which arrived here the 20th inſtant I had the honor to receive an order from his Majeſty in Council to repeal four Acts of Aſſembly. The Repeal of which I ſhall proclaim in the next Gazette[1]. His Maj'ty's Royal Inſtruction to me to enforce former Inſtructions relative to the paſſing Laws was delivered to me at the ſame time, to which I ſhall pay all due obedience on all occaſions.

The manner in which this order and Inſtruction were delivered to me, appeared to me ſo unuſual and extraordinary, that I hope your Lordpps will excuſe my relating the circumſtances to your Rt Honble Board.

The copies of theſe papers have been in the Colony above theſe ſix months, they were ſent to Mr *Camm's*[2] Friends, and have been communicated to many. I then thought that the ſending copies of His Maj'ty's Royal orders and Inſtructions, before they were made known to his Govr to whom they are directed, was a ſtep unprecedented, of pernicious conſequence, and, a high inſult on Majeſty. On the 20th inſtant Mr *Camm* landed in this Colony and immediately went down to *Hampton* to meet and conſult with his particular friends. On the 27th he came to me accompanyed by two of them, and delivered to me His Maj'ty's Royal order in Council and Inſtruction, both open, dirty, and worn out at the edges and Folds; ſeeing they were of an old date, I aſked him where they had been till this time; he anſwered, in his cuſtody. I aſked him if they were delivered to him open and without cover, his anſwer was, they were.

The Order in Council carried all the marks of its not being the original order deſigned to be ſent to me, but a copy obtained by Mr *Paris* Solicitor to the Convention of the Clergy, it being ſo indorſed on the back. But as it came accompanied with His Maj-'ty's Inſtruction, which had all the appearance of being the original Inſtruction under His Maj'ty's Sign manual; for fear of being negligent in my duty and obedience to His Maj'ty's pleaſure, I have acted upon it, in the ſame manner as if I was fully convinced it was authentic.

This

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[1] The Virginia Gazette publiſhed at Williamſburg. At this time it was the only newſpaper in Virginia. It was begun in 1737.

[2] John Camm, born in 1718, died 1779, was miniſter of Newport Pariſh, Iſle of Wight County, in 1745. He became profeſſor of divinity in William and Mary College in 1749 and was alſo rector of York-Hampton Pariſh. He repreſented the convention of the clergy in England in oppoſition to the Two-penny Act, which was nullified by the Britiſh government. He became preſident of William and Mary in 1771 and commiſſary in 1775.

In 1760 Camm was in England fighting the Two-penny Act. He returned to Virginia in June, 1760, and delivered to the governor inſtructions which he had brought from England. Fauquier flew into a paſſion and abuſed Camm in rather violent terms, inſtructing his footmen not to let him enter the houſe again. (See Perry's Historical Collections of the American Colonial Church, Virginia, p. 463).

This is ſo unlike the manner in which I received the Orders and inſtructions with which I have already been honoured, which have come directly from your R^t Honble Board or from one of His Maj'^ty's^ principal Secretaries of State, that I am at a loſs what to think about it. As I have received no letter or advice from your Lord^pps^ on this head, tho' it is long ſince your Lord^pps^ had the Act, and my reaſons for giving my aſſent to it; I cannot entertain the leaſt thought that your Lord^pps^ meant to caſt a ſlurr upon me, and leſſen me in the eyes of the Gentlemen in the Colony, as it muſt of courſe do, if it is ſo underſtood. There is an univerſal ſurpriſe at this proceeding of Mr *Camm*, which he and his Friends publiſh with triumph. Beſides, as Mr *Camm* has on all occaſions ſtudiouſly affected to treat me with great indignity, I muſt imagine that this was an Act merely his own, to keep up the ſame ſpirit.

This tranſaction makes the greater impreſſion on the Gentlemen of the Colony, becauſe, when Mr Attorney *Randolph*[1] went to *England* about the piſtole affair, he aſked whether he might carry His Maj'^ty's^ Inſtructions to Mr *Dinwiddie*, and was anſwered, that the Board would ſend His Maj'^ty's^ Inſtructions to His Maj'^ty's^ Governor. A copy of them was refuſed him, but the Inſtructions were read over to him. And no copy was in the Colony when I came into it.

As it is my duty to ſupport the dignity of His Majeſty's Crown and authority, I thought it incumbent on me to be circumſtancial in the relation of this affair, that if your Lord^pps^ ſhould think Mr *Camm's* proceedings derogatory to the Honor of his Maj'^ty^ and his Lieut^t^ Govr I may receive your directions, how I ſhall conduct myſelf in this affair.

The Men are raiſed for the aſſiſtance of *Carolina* againſt the *Cherokee Indians*, and I hope will be ready to march as ſoon as I hear from Lt Govr *Bull* and Col: *Montgomery*, in what manner we can moſt effectually ſerve them; to whom I have wrote to this purpoſe.

I incloſe to your Lord^pps^ a copy of a letter ſent by Captn *Peterſham* the 9th inſt: and am with the greateſt reſpect My Lords

Your Lord^pps^ moſt obedient obliged
and devoted ſervant. FRAN: FAUQUIER.

LT. GOVR. FAUQUIER TO THE BOARD OF TRADE.

W^ms^burgh July 11th 1760.

My Lords,

Under Cover with this, I incloſe to your Lord^pps^ a Triplicate of a letter I wrote to your R^t^ Honble Board on the 1st of *December* laſt, with a Copy of a letter from Lt Col: *Stephen* to me, referred to in it. My reaſon for ſending this is, my apprehenſion, that the Duplicates were both loſt; one being ſent in my Box of public papers to the R^t^ Honble Board, by the *Deliverance* Captn *White*, who, we know was loſt on the coaſt of *France*. The other I ſent by poſt to *New York*, and fear it went by the *General Wall* packet, which was taken and ranſom'd, but all the papers thrown overboard.

I am with the greateſt reſpect, My Lords,

Your Lord^pps^ moſt obedient,
and devoted ſervant FRAN: FAUQUIER.

ARTICLES OF CAPITULATION.

On the 7th *Auguſt* Captain *John Stuart*[2] ſet out to *Chotee*, accompanied by Lt *Jas. Adamſon* and ſome *Indians* where the following terms were ſtipulated.

Articles

[1] Peyton Randolph, Attorney-General of Virginia, Speaker of the Houſe of Burgeſſes, and firſt Preſident of the Continental Congreſs. Governor Dinwiddie, who became governor in 1751, diſcovered that the regulations governing the patenting of lands were little regarded and that the royal revenue from the quit-rents was thereby defrauded. He endeavored to correct the abuſe by charging the fee of a piſtole on every patent. The Houſe of Burgeſſes proteſted againſt the tax and ſent Peyton Randolph to England to petition the king for its remiſſion. The Board of Trade, however, virtually decided in favor of Dinwiddie.

[2] John Stuart was an officer at Fort Loudoun when it fell in 1760. He was very popular with the Cherokees friendly to the Engliſh. After Demeré's death, Stuart with the other priſoners remained at Fort Loudoun in great jeopardy. Atta-culla-culla, or the Little Carpenter, eſcaped with him to Colonel Byrd's camp, and Stuart gave warning of the intended attack upon Fort Prince George.

Articles of Capitulation agreed upon, & aſſented to by Captn *Paul Demere* Commanding His Maj'$^{ty's}$ Forces at Fort *Loudoun*, and the head Men and Warriors of the Over Hill *Cherokee Towns*.

1st That the Garriſon of Fort *Loudoun*, march out with their arms and Drums, each Soldier having as much powder and Ball as their Officers ſhall think neceſſary for the march, and what Baggage he may chooſe to carry.

2^{d} That the Garriſon be permitted to March for *Virginia*, or Fort *Prince George*, as the Commanding Officer ſhall think proper unmoleſted, and that a number of *Indians* be appointed to eſcort them, and to hunt for proviſions on the march.

3rd That ſuch Soldiers as are lame, or by ſickneſs diſabled from Marching, be received into the *Indian* Towns, and kindly uſed until they recover, and then to be returned to Fort *Prince George*.

4th That the *Indians* do provide the Garriſon with as many Horſes as they can conveniently for their march, agreeing with the Soldiers or Officers for payment.

5th That the Fort, Great Guns, Powder, Ball, and ſpare arms be delivered to the *Indians*, without any fraud on the day appointed for the March of the Troops.

CUNNI CATOGUE
his mark

ſigned
PAUL DEMERE

OUCANNASTOTE
his mark.

LT. GOVR. FAUQUIER TO THE LORDS COMMISS'RS FOR TRADE ETTC.

W^{ms}burgh Septr 1, 1760.

My Lords,

I take the opportunity of a *Briſtoll*, which is juſt ready to ſail, to acknowledge the receipt of your Favour of the 13th *June* which I received on the 30th ult^{o} together with the copy of the Repreſentation of your R^{t} Honble Board to His Maj'^{ty} in relation to three acts of Aſſembly paſſed by me in the year 1758 and 1759; His Majeſty's orders in Council, and Repeal of the ſaid Acts in conſequence thereof; and the Report of Sir *Matthew Lamb*, concerning the Agents Act.

Give me leave My Lords to make an acknowledgement of the obligations I have to your Lord^{pps} for the tenderneſs you ſhew me in not aggravating the deep concern I feel myſelf under, for having inadvertently fallen into ſo many errors as I find I have done, in reſpect to the giving my aſſent to Acts which have paſſed the other two branches of the Legiſlature. But I hope, My Lords, to ſet my actions in ſuch a point of view, as to take off, in great meaſure at leaſt, the unfavourable opinion your Lord^{pps} entertain of them at preſent.

As to the three particular acts in queſtion, upon the receipt of His Maj'$^{ty's}$ Repeal thereof, I enquired of Mr *Waller*[1] the Clerk of the General Court, an old and leading member in the Houſe of Burgeſſes; who is frequently employed in drawing the acts, and actually drew one of theſe three, what was the reaſon that the ſaving and ſuſpending clauſes were left out in theſe three Acts; whereas I muſt own, that in examining into all the private Acts paſſed ſince the Reviſal of the Laws in 1748, I could not find one ſingle inſtance of their being omitted. His anſwer was, that in theſe Acts, as in all others, he had followed the eſtabliſhed practice and Cuſtom of their houſe, which was this: That in all Acts to dock entails, and in caſe of Infants, where the parties in poſſeſſion cannot alienate the premiſes without an act for that purpoſe; the ſaving and ſuſpending clauſes are never omitted; but that, where the parties in poſſeſſion had an undoubted right in themſelves to alienate and convey the Lands upon a proper application to a Court of Judicature (which was the caſe in all theſe Acts) and only applyed for an Act of Aſſembly to expedite the ſale & make it clear and indiſputable hereafter; they were never inſerted. But My Lords, to confeſs a plain truth, which ſhall always be the meaſure

[1] Benjamin Waller (1716-1786) was a burgeſs from James City from 1745 to 1758, a clerk of the Council, a member of the Conventions of 1775 and 1776, and a judge of the General Court from 1779 to 1786.

meaſure of my conduct to your Right Honble Board, I fairly own, that upon a preſumption that all ſuch acts were prepared according to Form, in the Lower Houſe, and the Rights of His Maj'^ty^ was properly taken care of when the Bills came before the Council, I gave my aſſent to them without ever examining them, or paying any attention to them. But as I have incurred His Maj'^ty's^ diſpleaſure by ſo doing, your Lord^pps^ may be aſſured I will be more circumſpect for the future.

The Box of public papers and Acts, among which was the Negro Act[1], was ſhip'd on board the *Deliverance* Captn *White* who was loſt on the Coaſt of *France*, the Duplicate of theſe acts went by the *Jacob* and *Johanna* Captn *Clarkſon*, who ſailed the latter end of *May*, who I hope is ſafely arrived, and that your Lord^pps^ are in poſſeſſion of the Acts of that ſeſſion.

I am truly ſenſible that a Governor or Commander in Chief is not to aſk the advice of the Council aſſigned him by His Maj'^ty^, whether he ſhall obey the Inſtructions of His Maj'^ty^; but in regard to this Act, it was attended with ſome particular circumſtances, which induced me to take that ſtep, from which I thought I ought not afterwards to recede. The Act did not lay any new duty; if it had, I ſhould moſt certainly have refuſed it without taking advice upon it: but it only provided againſt a Fraud daily practiced to avoid a duty, originally laid and by other ſubſequent Acts continued long before I arrived in the Colony. But the Act, in expreſs terms (which could not be avoided, to give it its intended force and effect) contradicted the Inſtruction; in this ſituation and under theſe circumſtances I applyed to the Council for their advice what I ſhould do? who, all but one, were unanimous that the ſenſe and ſpirit was by no means broke in upon, as no new duty was impoſed by the Act; as your Lord^pps^ will find by their reaſons inſerted in the minutes of the Council and by a Duplicate I ſent as ſoon as I heard of the loſs of the *Deliverance*. I have been unfortunate, for duplicates of all theſe papers, were ſent by the *New York* Packet which was taken by the *French* & Ranſomed; but the papers were all thrown overboard and loſt; however there is now an end of this affair, as in the next Seſſion, this Act was repealed and the duty lowered from twenty to ten per cent, to anſwer the ſame purpoſe as was intended by the former Act; *vizt* to encreaſe the money coming into the Treaſury from the ſaid duty.

In relation to the Agent's Act, I am fully convinced that it was not the deſign of any part of the Legiſlature, to gve the Committee of Correſpondence any powers for which they ſhould not be accountable to the General Aſſembly, ſo that the alteration deſired by Your Lord^pps^ will not as I apprehend meet with the leaſt difficulty; whether the word General was left out by miſtake, or whether the common acceptation of the words, Aſſembly and General Aſſembly having the ſame import here, occaſioned this, I know not, but Your Lord^pps^ may depend on my rectifying this in the next ſeſſion. I hope your Lord^pps^ will indulge me in the explanation of the ſtep leading to this Agent's Act. When my predeceſſor the Honble Mr *Dinwiddie* had a diſpute in this Colony ab^t^ the Piſtole Fee, the Burgeſſes lamented their not having an Agent at Home, to repreſent affairs of this nature to His Maj'^ty^ and Your R^t^ Honble Board, ſuppoſing natuarally enough that Mr *Abercrombie*[2] who was paid by the Gov^t^ and Council out of the 2ſh. duty, would not ſolicit that or any other affair againſt the Govr; ſo they ſent home an Agent[3] on purpoſe at a great expence. From that time they have been very intent on an Agent's Act, which in Mr *Dinwiddie's* time they could never obtain; ſo intent were they on this affair, that they attempted to tack it to the money Bill, in the ſecond Seſſion after my arrival, which I told them I would certainly refuſe under ſuch conditions. As I hoped never to make myſelf liable to any complaint, I could not ſee the ill conſequence of letting them have an Agent, upon their raiſing money on themſelves to pay him. Thus the Agent's Bill was prepared and paſſed. Notwithſtanding this appointment of an agent

[1] Henning VII, 338-340.

[2] James Abercromby, agent in England of the governor and Council of Virginia. Abercromby was a lawyer, and ſerved as judge advocate to General St. Clair in 1746. He was agent for North Carolina from 1748 to 1758 and alſo a private agent of Governor Glen of South Carolina.

[3] Peyton Randolph.

agent by Act of Aſſembly, Mr *Abercrombie* is ſtill continued as Agent to me and the Council to tranſact all buſineſs relating to the Royal Revenues, and ſuch other affairs as are immediately under our cognizance only. He has inſtructions to co-operate with the other Agent in all matters for the behoof and benefit of the Colony.

As I have already mentioned to your Lord^pps my having lately ſent duplicates or Triplicates of the letters loſt, your Lord^pps will ſee by my letter of the 1st of *December* that I am very far from being urgent in having the Lands on the *Ohio* ſettled. I have been preſſed thereto myſelf, but am ſo far from preſſing it, that I have incurred the diſpleaſure of the Officers who are claimants under the late Govr's proclamation, and have been charged with breach of his engagement by that Proclamation; for having obſtructed their having ſurveys & patents for thoſe lands, and for having wrote to Govr *Hamilton* to deſire he would deſiſt from making any ſuch grants till His Maj'^ty's pleaſure therein ſhould be known. This I did becauſe I found ſome of our Officers deſigned to apply to the proprietary's Office in *Pennſylvania* for grants of the ſaid lands, as they apprehended the grants would be made good, in whichever belong the Lands granted ſhould be found to lie. The Lands the Officers (who were on the ſpot and had time to examine) had fixed their eyes on were many of them in *Penſylvania*, and many on the weſtern ſide the *Ohio;* which made me apply for a copy of the agreements or Treaties made with the *Indians* by the late General *Forbes* & General *Stanwix*, but which I have never got ſight of. I am extremely well pleaſed that your Lord^pps ſentiments on this head concur with and confirm mine, as I hope it will make the claimants more eaſy under my Refuſal to make them the grants they required.

I hope My Lords, I have now cleared myſelf to your Lord^pps ſatiſfaction, from the leaſt ſympton of inclination to diſobey my Royal Maſter's Inſtructions. If I at all know my own heart, there is not the leaſt wiſh of that ſort working in it. Perhaps I have let circumſtances weigh too much with me; if that is the caſe, I will be hereafter more cautious.

If your Lord^pps have ever favoured me with any letter on the ſubject of the Act relating to the Clergy, I have never received it, nor any inſtructions orders of Council, or other papers, excepting thoſe delivered by the Revd Mr *Camm* on the 27th *June*, in the extraordinary manner, which I notifyed to your Lord^pps in my letter of the 30th of that month.

I am with the greateſt reſpect and eſteem
My Lords,
Your Lord^pps moſt obedient, obliged
and devoted ſervant.

FRAN: FAUQUIER.

LIEUT. GOVR. FAUQUIER TO THE LORDS OF TRADE.

W^msburgh Septr 17th 1760.

My Lords.

I yeſterday recd. the diſagreable news of the Garriſon of *Loudoun* Fort in the *Cherokee* Country being treacherouſly and barbarouſly murdered, or taken, in their march down to Fort *Prince George*, at *Keower* in the lower ſettlements, agreable to a Capitulation made by Captain *Demere* Commandant in the Fort, with the Head Warriors of the *Indians;* a copy of which I herewith incloſe to your Lord^pps, who in all probability will have rec'd an account thereof before this will reach your Lord^pps.

After the retreat of Colonel *Montgomery* from the lower *Cherokee* Country, who had 2000 Men under his Command, the majority of which were Regulars; it was not thought adviſeable to let Col: *Byrd* with 1000 Men moſtly New levies, march into the Enemy's Country with our Convoy of proviſions which we had purchaſed for the relief of the Garriſon; when there was no diverſion in the lower Towns, and the united force of the whole Nation was at Liberty, to oppoſe our throwing in the ſuccours intended. It was very fortunate and providential that we were ſo late; for it would have been abſolutely impoſſible

impoſſible for Mr *Byrd* to have been at the Fort by the time Captn *Dumere* ſigned the Capitulation, and if he had been advanced far into the Enemy's Country, in all probability our whole Convoy had been loſt and the proviſions we deſigned for our Friends had fallen to the lot of our Enemies. Tho' I muſt at the ſame time own, that the many unforeſeen delays in arming and providing for our Men, gave me great uneaſineſs when they happened. This muſt have happened, for as far as I can learn, no attempt was made to give Mr *Byrd* who was on his march the leaſt intelligence of this ſtep of the Commandant who has loſt his life at the head of his Garriſon on his march, tho' eſcorted by *Indians*. I ſuppoſe it was utterly impracticable to keep open a communication in thoſe parts.

If this War grows ſerious, it will be impoſſible for the *Carolina's* to defend themſelves without aſſiſtance from Mr *Amherſt*, I dare ſay this Colony will do all in their power; their intereſt is at ſtake; but I am of opinion, the ſecurity and ſafety of part of His Majeſty's Colonys, cannot be procured by Provincial Troops only.

I wrote to Your Lordpps on the 1st inſt: (in anſwer to your favour of the 13th *June*) by the *Spotſwood*, *Seton*, for *Briſtol*, and am

with the greateſt reſpect, My Lords
Your Lordpps moſt obedient
obliged and devoted ſervant

FRAN: FAUQUIER.

LIEUT. GOVR. FAUQUIER TO THE BOARD OF TRADE.

Wmsburgh Decr 6, 1760.

My Lords,

Under cover with this I ſent to Your Lordſhips, Duplicates of my late letters, and a Triplicate of my letter of the 30th *June*, the original and Duplte of which, I have heard are both loſt; one in the *Reſolution*, *Hogg*, the other in the *Ruſſell*, *Crawfurd*, taken by the *French*.

There is a doubt ariſen here, whether in the letter I had the honor to receive from Your Lordpps of the 13th *June*, Your Lordpps meant to include the Lands on *Green Bryar*, *New* River, or *Kanhawa* River, as lands not to be Patented. Theſe Rivers have been tolerably ſeated for ſome time, but the ſettlers have abandoned their plantations on account of the late diſturbances, but are now returning, and applications are making for New Patents. The lands I particularly wrote about, are two or three hundred miles to the Northwards of theſe lands; but as Your Lordſhip words are general, I have underſtood them in the moſt general ſenſe, as including all lands on waters running into the *Ohio* and have refuſed to grant patents for theſe lands. If I have been miſtaken in Your Lordpps ſentiments I hope you will ſoon favour me with an explanation of them.

I was ſometime ſince honoured with a letter from Mr Secretary *Pitt*, ſignifying His Maj'ty's pleaſure that I ſhould inform his Council of any clandeſtime Trade carried on in this Colony, to the benefit of His Majeſty's Enemies, and the detriment of his ſubjects, to which I have given a full anſwer. 1st that ſuch trade has been chiefly carried on by means of Flags of Truce, of which I have not been prevailed on to grant one, tho' great temptations have been thrown in my way. 2dly That there is an open Trade carried on to *Monte Chriſto*[1], wch I conceive to be wholy a *French* Trade, and 3dly that the Acts prohibiting the exportation of grain to newtral ports is evaded, by ships clearing out for *Scotland* or *Gibraltar*, and then pretending to be blown into the *Madeires* or ſome of the Weſtern Iles by ſtreſs of weather; the Govr lays his hands on the Cargo and obliges the Captains to diſpoſe of it, at a great price.

The Aſſembly in a ſhort ſeſſion began in *October* have paſſed an Act to keep up 1000 Men this winter to be ready to aſſiſt the *Carolinas* againſt the *Cherokees* in the ſpring, in caſe the Negotiations for peace now on foot do not come to a happy iſſue. But I fear we ſhall not be able to bring them to reaſon without the aſſiſtance of ſome Regulars from Mr

[1] A port on the north coaſt of Santo Domingo.

Mr *Amherſt*. I could not prorogue this Aſſembly on account of the expiration of the Tobacco Law; and as their ſitting at the time of the General Court is attended with many and great inconveniencies, inſtead of proroguing them, I have ordered them to adjourn themſelves, that their meeting in ſpring may be a continuation of the ſame Seſſion.

The Acts, accounts, and all public papers I have now out of the reſpective Offices ready to be tranſmitted to Your Lordpps by the firſt ſhip which ſails for *London*.

We have had the miſfortune to loſe Mr Commiſſary *Dawſon*[1], a Gentleman of great worth, probity and many other virtues; by whoſe death there is a vacancy in the Council. According to my Inſtructions I ſend Your Lordpps the names of three Gentlemen, all Men of property and much reſpected in this Country, and every way qualified for the honour of ſucceeding the late Mr *Dawſon* as Councilor. Their merit is ſo great that I cannot give either the preference, but as I am particularly circumſtanced at preſent, I leave it to your Lordpps conſideration, whether conveniency ought not to take place. By my inſtructions I am ordered not to act with leſs than five of the Council, unleſs in caſes of great emergency when I may act with three. By the death of Mr *Dawſon*, and the abſence of Colonel *Ludwell*[2], there are about three of the Council within call in caſes which require diſpatch; *viz*t Mr Preſident *Blair*, and the two Mr *Nelſons*[3]. I have found by experience, that the Gentlemen at a diſtance, who have great Rivers to croſs, cannot be expected to attend Councils except at ſtated times, as Aſſemblies and General Courts, as the Gentlemen who live near can do; it is for this reaſon that I have picked out a Gentleman, who lives within 3 miles of me, and I hope Your Lordpps will always conſider this conveniency in your recommendations to His Majeſty, that I may conſtantly have five Gentlemen near at hand to conſult with in caſes which requires diſpatch. I think the ſervice of the Governt demand it.

The Gentlemen I now name to Your Lordpps are: Mr *John Page*[4] who lives in *Glouceſter*—Col: *Preſley Thornton*[5] who lives in *Northumberland* and Coll. *Lewis Burwell*[6] who lives in this neck, 3 miles from *Williamſburgh*.

I am with the greateſt reſpect, My Lords,
Your Lordſhips moſt obedient
and devoted ſervant

Fran: Fauquier.

LT. GOV. FAUQUIER TO THE LORDS OF TRADE, ETTC.

Wmsburgh Decr 15th 1760.

My Lords,

I tranſmit to Your Lordpps in this Box the acts paſſed in the ſhort ſeſſion of Aſſembly held in *May* on acct. of the dangers from the *Cherokee Indians;* and the acts paſſed in the beginning of the preſent Seſſion which adjourned in order to preſerve the Tobacco Law in force till the expiration of the Seſſion; the Journals of the Council and Houſe of Burgeſſes; the Accounts of the Receiver General, both in regard to the quit rents and 2ſh. duty; and the Naval Officers accts, together with duplicates of accounts formerly ſent

[1] Thomas Dawſon. He became preſident of William and Mary and commiſſary upon the death of James Blair in 1743. He was made a member of the Council in 1756 and died in December 1761.

[2] Philip Ludwell III, of "Green Spring," James City County. He was burgeſs for Jameſtown from 1742 to 1749, and became a member of the Council in 1752. He died in 1767.

[3] William Nelſon (1711-1772) became a member of the Council in 1744 and, later, preſident. He was governor in the interim between Botetourt's death and Dunmore's arrival.

Thomas Nelſon (1716-1782) became a member of the Council in 1749. He was for many years ſecretary of the Council.

[4] John Page, of "North End," Glouceſter County. He became a member of the Council in 1768 and died in 1774.

[5] Preſley Thornton (1721-1769) of "Northumberland Houſe," Northumberland County. He entered the Council in 1760.

[6] Lewis Burwell, of "King's Mill," James City County. He was long a burgeſs from his county and was mentioned for the Council but was not appointed. Lewis Burwell, the preſident of the Council, and acting governor in 1751-2, died earlier.

ſent. It was thought improper to ſend part of the Journals of the preſent ſeſſion as it is poſſible ſome alterations may be made, when the general Aſſembly meets on the 5th of *March* according to their preſent adjournement.

I am informed by the Judge of the Admiralty Court here, that he has received directions from that Board to tranſmit an account of the proceedings on all captures of *Spaniſh* Veſſels brought under his Juriſdiction; on a complaint from the Ambaſſador from the Court of *Spain* now in *London*. If I may judge of other Colonies by this, the complaint is not groundleſs for I granted a letter of Marque to Mr *Sprowle* a Merchant of *Norfolk*, for a Privateer who ſent in here as prizes two *Spaniſh* Coaſting Veſſels, one of which Mr *Sprowle* did not think proper to libel in the Court, but diſcharged the Captain without making him any ſatiſfaction; the other he libell'd the veſſel was cleared, but by means of an appeal hanging over the Captains head, he has refuſed to make him any ſatiſfaction alſo, who fell ſick and died in the Country. His conduct has appeared to me in ſo ſcandalous a light, that I ſhould have put his bond in ſuit (given for the performance of all things required by his inſtructions) if I had thought a ſuit could have been maintained without a complaint regularly lodged.

I wrote to your Lordpps a few days ſince by the *Three Sifters*, Captn *Gordon* bound to *Glaſgow*, a duplicate of which letter, and of this I ſhall ſend by a *Briſtol* ſhip which is to ſail in a week.

I am with the greateſt reſpect
My Lords
Your Lordpps moſt obedient, and
obliged humble ſervant

FRAN: FAUQUIER.

LT. GOV. FAUQUIER TO MR. SEC. PITT.

Wmsburgh Feb. 2d 1761.

Sir

I have the honour to inform you that one of the four tranſports with the *Maſſachuſets* Provincial troops bound from *Louiſbourgh* to *Boſton* by order of Major General *Amherſt*, put in here by ſtreſs of weather and for want of proviſions, wth 120 men of thoſe troops on board after having been two months at ſea, unable to reach their port. I have given orders for their being ſubſiſted here and victualed for the ſea, when the Captain ſhall think it ſafe to proceed on his voyage. The Captain ſays he ſpoke with one of the others after being parted 30 days in the latitude of about 28. but was again ſeparated by a hard gale before the next morning, and believes they may have got into ſome port in the *Weſt India* iſlands, having not met them here as they agreed.

The notification of the loſs we have ſuſtained in the death of His late Majeſty is not yet arrived, therefore I have taken no ſteps towards the proclaiming His preſent Majeſty, from whoſe known virtues we have the greateſt reaſon to expect a continuation of that happineſs we have long enjoyed under this royal family.

I am, with the greateſt reſpect and eſteem
Sir
Your moſt obedt
and devoted Servt

FRAN: FAUQUIER.

LT. GOV. FAUQUIER TO BOARD OF TRADE.

Wmsburgh Febry 2 1761.

My Lords,

I take the opportunity of a Ship for *Briſtol* to inform your Rt Honble Board, that on the 30th ultº put in here one of the four tranſports ordered by Major General *Amherſt* to convey the *Maſſachuſets* provincial Troops from *Louiſbourgh* to *Boſton*, with 120 Men on Board after having been at ſea two months without being able to reach their deſtined port

port. They were in great diſtreſs for want of Proviſions, which I have ordered them to be ſupplied with, to victual them for the ſea when the Captn ſhall think it adviſable to proceed on his voyage, as well as to ſubſiſt them here. The Captain ſays he ſpoke with another of them in the latitude of 28 after being parted 30 days, but that they were again ſeparated by a hard gale before the next morning, that they then agreed to try to make for the Colony, but not meeting with them here as he expected he hopes they may be got into ſome port in the *Weſt Indias*, as the wind then blew hard at North Weſt.

I am with the greateſt regard

My Lords,

Your Lordpps moſt obedient, obliged
and devoted ſervant.

FRAN: FAUQUIER.

LT. GOVR. FAUQUIER TO BOARD OF TRADE.

Wmsburgh. Febry 17. 1761.

My Lords,

In obedience to the Inſtructions and orders of His Majeſty and his Privy Council, the Dupl: of which I received with a letter from Your Right Honble Board on the 4th inſt: I immediately ſummoned the Gentlemen of His Maj'ty's Council to meet on the 11th to conſult on the proper meaſures for proclaiming his Maj'ty[1] in the moſt ſolemn manner. But by the inclemency of the ſeaſon, & the great Rivers my Meſſengers had to croſs in their way up, and the Gentlemen to come here, only four who lives pretty near, attended: however, I proceeded to Proclaim His Maj'ty here on the 12th, attended by the Scholars and Maſters of the College, the Corporation of this City, as many Gentlemen of the Colony and of the Houſe of Burgeſſes as I could Collect, and the Gentlemen of the Council preſent. The Proceſſion was cloſed by the Militia of the City under arms, and the Proclamations of His Maj'ty's right to the Crown of theſe Realms, and for continuing the Officers in their places, till His Maj'ty's further pleaſure is made known, were read, amidſt the joyful acclamations of the people; at the Capitol, the Market Place, and the College, each proclamation followed by a diſcharge of ſmall arms. All Gentlemen preſent ſigned the proclamation. I have ſince that ſolemnity, ordered copies of the two Procltns to be printed, and ſent to the Sheriffs of the reſpective Counties, ordering them to be read at the Court houſes before the Bench of Juſtices and the Gentlemen of the Counties and at the head of the Militia, which I have ordered to be muſtered for that purpoſe. I have alſo ordered that the perſons preſent ſhould be invited to ſign the proclamation, and that they ſhould be returned to me ſo ſigned. And I have alſo ordered his Maj'ty's order for the alteration of the prayers for the Royal Family to be printed and ſent to the Miniſter of every pariſh in the Colony.

The Aſſembly meets on the 5th of next month according to adjournment, to finiſh the buſineſs of the Seſſion; which done; I ſhall diſſolve them and call another aſſembly.

The ſlender appearance of Councillors, on this moſt ſolemn and interreſting occaſion, will afford your Lordpps ſome ground to judge of the great difficulty I labour under to convene a Council to carry on the ordinary buſineſs of Governt; and I hope will be an inducement to your Lordpps to repreſent to His Majeſty the expediency of having at leaſt five of the Council near at hand, under which number I am inſtructed not to act but in caſes of great emergency.

I am with the greateſt reſpect

My Lords

Your Lordpps moſt obedient and
devoted humble ſervant

FRAN: FAUQUIER.

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[1] George III. George II died in October, 1760, and his grandſon ſucceeded him.

LT. GOVR. FAUQUIER TO BOARD OF TRADE.

W^m^sburgh May 12th 1761.

My Lords,

The legiſlature of this Colony requeſt the favour of Your Lord^pp^s^ that you would be pleaſed to take the proper ſteps that their incloſed addreſs to His Maj'^ty^ may be humbly preſented to him, as a teſtimony of their duty and attachment to His ſacred perſon & government.

When the general Aſſembly had gone through the buſineſs of the Country, for which they ſtood adjourned, I diſſolved them, as was expedient under our preſent circumſtances. The Acts and journals of that Seſſion I ſhall tranſmit to your Right Honble Board as ſoon as I can obtain them from the proper Officers which are always dilatory, for want as they acknowledge of Clerks properly qualifyed.

On the meeting of the next Aſſembly, there will be occaſion for a new Act to appoint a Treaſurer. As I am thoroughly convinced that no alteration can be made in this long eſtabliſhed cuſtom, of appointing the ſpeaker of the houſe of Burgeſſes, Treaſurer for the money raiſed by the Colony for His Maj'^ty's^ and the Colony's uſe, without a manifeſt prejudice to His Maj'^ty's^ ſervice, I ſhall be very anxious to know Your Lord^pp^s^ preſent ſentiments on this head. For as the preſent Gentleman, who now poſeſſes the poſt of Treaſurer, is the darling of the Country, as he well deſerves to be for his great integrity, aſſiduity and ability in buſineſs; and as I have always found him the moſt uſeful Man to me, in conducting his Majeſty's buſineſs, recommended to me, through the houſe of Burgeſſes, being always ready to promote every thing I have communicated to him; I ſhall think it adviſeable, and indeed my duty to paſs a new act to make him Treaſurer in the next Seſſion of Aſſembly, which is to meet on the third of *November* next, unleſs I ſhall receive your Lord^pp^s^ directions to the contrary, to which I ſhall always pay due obedience.

In the laſt ſeſſion there was a great ſtruggle in the Lower houſe about removing the ſeat of Government nearer the centre of the Colony, whether for any other reaſon than to ingratiate themſelves with their Conſtituents for the approaching elections, as it was known a diſſolution was to take place; I know not, but the reaſon alleged all appeared to me very trifling. The Bill was indeed loſt on their not agreeing on the place though there was a large majority for removing it from this place. However, trifling as the reaſons were, as it ſeems to me a matter of the utmoſt indifference to the carrying on His Maj'^ty's^ affairs where the ſeat of Govern^t^ is placed. I ſhall in no ſhape obſtruct ſuch a Bill, whenever a like whim prevails, or private intereſt can make a majority for this meaſure, unleſs Your Lord^pp^s^ ſhould ſee this matter in a different light from that in which it appears to me; and in that caſe, I hope Your Lord^pp^s^ will favour me with your ſentiments & inſtructions. The preſent members of His Maj'^ty's^ Council, I apprehend would ſtop ſuch a Bill in their Houſe; and this can always be effected without noiſe or buſtle; due regard being had to the place of reſidence of gentlemen appointed to be of His Maj'^ty's^ Council.

I have put the Regiment of 1000 Men in the pay of this Colony under the Command of Major General *Amherſt*, tho' they are actually in the Colony; this I did that he might be ſure of their acting in conjunction with Col. *Grant*, who commands in *South Carolina* ag^st^ the *Cherokee Indians*, leſt any claſhing of orders might obſtruct the good of the whole, and I have recommended it in the ſtrongeſt manner to all the parties engaged, to keep up a conſtant and regular correſpondence, that we may all know what each other is doing and all cooperate to the general good. The *Indians* ſtand in need of ſome *European* goods, tho' not of that variety, as much as we do; and if we forbear ſupplying them, as the *French* cannot now ſupply them, I am of opinion, they may be brought to reaſon without much bloodſhed, which will make againſt us, on which ever ſide the advantage may be. If on their ſide, the conſequence is obvious, and if it ſhould be on ours, I am afraid that Revenge, the darling, almoſt the only paſſion of *Indians*, will never let them reſt till they have ſatiated themſelves with taking blood for blood; which they can always have an opportunity of doing on the back ſettlements of the Colonies whenever the

the luſt of vengeance prompts them. This will be a check to our Colonies extending further weſtward. We muſt make it their convenience to live at peace with us, for we have nothing elſe to truſt to.

I have lately received a letter from Govr *Dobbs*, which informed me that his Colony has at laſt agreed to the raiſing 500 Men, which are alſo to be put under the command of Major General *Amherſt*. I am in hopes they will be ordered to join our Corps, and then poſſibly we may attack the Upper *Cherokee* Towns with ſome ſucceſs at the time Colonel *Grant's* Corps attacks the lower.

I am with the greateſt reſpect

My Lords

Your Lord^pp^

moſt obedient and obliged humble ſervant.

FRAN: FAUQUIER.

LT. GOVR. FAUQUIER TO MR. SEC. PITT.

*W^m^sburgh Aug^st^* 29. 1761.

Sir.

Finding by His Majeſty's Order in Council tranſmitted to me, that the care of the Colonies is reſtored to your Department, I beg leave to requeſt your favor and protection. I have endeavor'd to folow the great model you have ſet, by making integrity and candor the meaſure of my conduct in the adminiſtration of His Majeſty's affairs in this Colony, committed to my charge, and on that acc^t^ hope I may flatter myſelf with your countenance and patronage, to deſerve wch ſhall be my conſtant ſtudy.

I am, with the greateſt reſpect and eſteem

Sir

Your moſt obed^t^

and devoted hum: Servt

FRAN: FAUQUIER.

LIEUT. GOVR. FAUQUIER TO BOARD OF TRADE.

W^m^sburgh Aug. 29th 1761.

I have deferred writing to Your Lord^pps^ till I could get the journals and Acts of the laſt General Aſſembly out of the reſpective Offices; which I always find a very difficult taſk; inactivity, indolence and an averſion to buſineſs prevailing univerſally thro' this Colony. However I have at laſt completed this affair, and ſhall ſend the box with all the public papers by Captn *Norton* in his Maj'^ty's^ ſhip *Aſſiſtance*, having loſt ſome ſent heretofore by ſingle ſhips. But I would not looſe the opportunity of writing to your Right Honble Board by Captn *Merris* who propoſes to ſail three weeks before the Fleet.

In obedience to your Lord^pps^ letter of the 17th *Febr^y^* which was received by me on the 2nd *June*, I immediately conſulted His Maj'^ies^ Council in relation to the claims of the *Indians* on the Lands on *Green Bryar* and *New* River or *Woods* River, which fall into the *Ohio;* the conſideration of this was poſtponed till the General Court in *October*, when all the Members of the Council uſually attend, when all agreements with the *Indians* and all their claims will be enquired into; and in the mean time I was deſired to apply to Govr *Hamilton* of *Penſylvania*, for copies of all treaties and agreements[1] made with the *Indians* inhabiting the Country in the neighborhood of Fort *Pitt*, by Generals *Forbes* and *Stanwix*, while they commanded there, which I have accordingly done; that your Lord^pps^ may have all the information and inſight into this affair which we may be capable of giving you. And in the mean time no new patents will be granted for thoſe lands, till I receive your Lord^pps^ directions thereon.[2]

I have

[1] Theſe are printed in the preface to the Journals of the Houſe of Burgeſſes for the Aſſembly of 1761-1765.

[2] The 2nd paragraph of this letter has been printed in the Preface to the Journals of the Houſe of Burgeſſes for the Aſſembly of 1761-1765.

I have given orders to His Maj'ty's Attorney General in relation to the profecution of Mr *Sprowle* the owner of the *Privateer*, which took and brought in the two *Spaniſh* veſſels; an account of which I wrote to your Lordpps. As it is a matter of great conſequence and importance to the Crown, he has deſired time to conſider the Inſtructions, the nature of the Bond, and the proceedings and papers relating to the veſſel which Mr *Sprowle* did think proper to libel in the Court of Admiralty, of which the Attorney Genl is alſo Judge, and has called into his aſſiſtance the Judge Advocate, and other Gentlemen able practitioners in that Court that he may be aſſiſted with their opinions in a matter of ſuch moment; but he has promiſed me to make his Report before the ſailing of the Fleet at the end of *September*.

Sometime ſince Govr *Sharpe*[1] of *Maryland* applyed to me to know if there was a Commiſſion in this Colony to try Pirates, on the ſuſpicion of there being a Pirate then in the Bay. Upon my making enquiry of the Council, they informed me, that they well remember there was formerly ſuch a Commiſſion directed to the Commander in Chief and the Members of the Council for the time being, to which were added ſeveral other Gentlemen of note in the Colony, and that they remembered to have tried a Man for Murther upon that Commiſſion; but upon ſearching, no ſuch Commiſſion is to be found and it is ſuppoſed to be one of the papers conſumed when the Capitol was burned; and if it were now in being, would be of no authority under his preſent Maj'ty, being granted in a former Reign. As ſuch a Commiſſion may become neceſſary at the end of the war, I am to intreat the favour of your Lordpps, that ſuch a Commiſſion may be renewed, if it ſhould be thought expedient by His Maj'ty and his moſt Honble privy Council.

Major Genl Sir *Jeffery Amherſt* communicated a letter to me from your Right Honble Board requiring him to ſend in three or four copies of the Acts of this Colony. I have accordingly endeavoured to procure them, but I find it impracticable. As they are not a ſaleable commodity, the printer takes off no more copies than what are immediately wanted, *viz:* one for every one of the Council & principal officers, and for every Court of Judicature in the Colony, for which he is paid by a Reſolve of general aſſembly; they are of courſe out of print; I ſhall in the Box of papers by the Fleet ſend you my own ſet which I believe will be found to be very complete. If ſuch ſets of the Laws are wanted in *England*, upon directions from your Lordpps for that purpoſe, I will recommend it to the aſſembly to order the reprinting a ſufficient number, that they may be in readineſs on any future occaſion.

I have this day received from Sir *Jeffery Amherſt* by the Northern Poſt from *New York* Your Lordpps letter of the 28th *Apr:* with the Queries, to which I ſhall prepare myſelf from the proper Officers to give your Lordpps ſatiſfactory anſwers, with all the diſpatch which the nature of the thing will allow.

I am with the greateſt reſpect
My Lords
Your Lordpps moſt obedient, obliged and
devoted ſervant. FRAN: FAUQUIER.

LIEUT. GOVR. FAUQUIER TO BOARD OF TRADE.

Williamſburgh. Septr 15. 1761.

My Lords,

I take the opportunity of the Departure of His Maj'ty's Ship *Affiſtance*, commanded by *Wm Norton* Eſqre to tranſmit to your Lordpps, all the acts of the laſt ſeſſion of Aſſembly, the Journals of the Council and of the Houſe of Burgeſſes, the Receiver Generals accounts with thoſe of the Naval Officers, and the duplicates of thoſe before ſent.

It may be neceſſary for me to explain the motive for the laſt Clauſe of Chapter 1st intituled: "An Act for the Recruiting and further continuing the Regiments in the ſervice of this Colony, and for other purpoſes therein mentioned." In the year 1755 there was

[1] Horatio Sharpe. He ſaw military ſervice in the Weſt Indies and became governor of Maryland in 1753, ſucceeding Ogle.

was an Act for laying an additional duty of ten per cent on the importation of Negroes to be paid by the Buyer; in the year 1758 this Act was continued in force for a longer time, than the Act of 1755 provided for; when they determined to take off this additional duty, they by miſtake repealed the Act of 1755 which laid the duty but was expired, inſtead of the Act of 1758 which continued it, ſo that this Clauſe became neceſſary, and was thought not an improper Rider to a money Bill.

Chapter 26th intituled "An Act for paying the Burgeſſes wages in money for this preſent ſeſſion of Aſſembly" in lieu of the Tobacco allowed them by an Act, which had received his Maj'ty's aſſent, is not altogether conſiſtent with my Inſtructions on that head; but as no perſon is concerned in that Act but themſelves, and nobody's property affected by it but their own, it being a ſelf denying act, and as it has been the conſtant practice for many years, I have given my aſſent to it as uſual, and hope I ſhall not incurr His Maj'ty's diſpleaſure for having done ſo.

Proofs of all the neceſſary forms relating to notices given in the reſpective pariſhes, where the lands lie, which are affected by the private acts, have been regularly produced in the Council and are recorded in the Journal thereof, of which I have given a certificate on the back of each particular act agreable to my inſtructions thereon.

I have the honor to tranſmit to your Lordpps the opinion of His Maj'ty's Attorney General on the Caſe of the Captain of the privateer belonging to Mr *Sprowle* and the *Spaniſh* veſſel brought in by her, by which your Lordpps will obſerve he is of opinion that a ſuit can be maintained on the Bond, and that he has ordered out proper writs for the proſecution thereof agreable to your Lordpps directions to me in your letter of the 17th *Febry* laſt.

I am with great reſpect

My Lords

Your Lordpps moſt obedient and obliged

humble ſervant.

FRAN: FAUQUIER.

LT. GOVR. FAUQUIER TO BOARD OF TRADE.

New York Septr 27th 1761.

My Lords,

I think it my duty to take the opportunity of a packet which Sir *Jeffrey Amherſt* propoſes to ſend to *England* in a few days, to acquaint your Lordpps of my being in this City. I cannot ſay abſolutely that a want of health made me take the benefit allowed me by His Majeſty's Royal Inſtrtns of leaving my Colony for a ſhort time to recover it, tho' I have not been perfectly well for near fifteen months paſt; but as I have thought it for the advantage of His Majeſty's Colonies in general, as well of *Virginia* in particular that I ſhould have a conference with Sir *Jeffery Amherſt* on the ſubject of the *Cherakee* affairs before he left this continent, I have made uſe of the liberty granted me; In which I hope, I have not done wrong as the time I ſhall be out of the Colony will be under a Month, being determined to return before the firſt day of the General Court on the 10. *Octr*.

The Men we raiſed laſt ſpring to attack the upper *Cherokee* Towns in conjunction with Troops of *North Carolina;* while Col. *Grant* attack'd the lower Towns with the Troops of *Great Brittain* and of *South Carolina*, have not been yet joined by a ſingle Man from *Nº Carolina*. From this diſappointment, and from ſome difficulties Col. *Byrd* complains of in the being ſupply'd with proviſions from the Contractors, has prevented him from penetrating into their Country, agreable to the plan propoſed, & orders given by the General.

But by the chaſtiſement given to the *Cherokees* by Col. *Grant*, and by our Troops hovering over the upper Towns, I am in hopes a peace with thoſe *Indians* is near being concluded

concluded by Lt Govr *Bull* at *Charles Town*, the news of wch I expect to meet on my arrival in *Williamſburgh* by the return of a Meſſenger I have ſent to Lt Govr *Bull*.

I am with the greateſt reſpect

My Lords

Your Lord^pps moſt obedient and devoted humble ſervant.

FRAN: FAUQUIER.

LT. GOVR. FAUQUIER TO BOARD OF TRADE.

W^msburgh Octr 12. 1761.

My Lords,

As the Fleet is not yet ſailed, the wind not being fair for them to go out of the Capes, I think it my duty not to let ſlip the opportunity of informing Your R^t Honble Board, that after having ſettled ſome affairs with Sir *Jeffery Amherſt*, relating to this Colony; and obtained of Govr *Hamilton* all the ſatiſfaction he could give me concerning the agreements made with *Indians* about ſettling of Lands, I returned into this Colony on the 9th inſtant and held the General Court on the 10th according to Law, ſo that no buſineſs has been delayed on account of my ſhort abſence.

I am with the greateſt Reſpect

My Lords

Your Lord^pps moſt obedient and devoted ſervant.

FRAN: FAUQUIER.

LETTER FROM JAMES ABERCROMBY TO THE COUNCIL OF VIRGINIA.

The original is in the Virginia State Library.

London March 25th 1759

Honourable Gentlemen

By His Honour the Leut Governer, you will be made acquainted, with Mr *Leheup's*[1] reſignation, and on this occaſion, let the Zeal that I have hitherto occaſionelly ſhewn, in your Service, new recommend me, to the continuance thereof, as Suſſeſſor to Mr *Leheup* and whatever Terms, the Leut Governor & you, ſhall preſcribe to me, in your Service I ſhall acquieſſe in.

I muſt do you the Juſtice, to let you know, the agreeable reception, that your addreſs to his Majeſty, and the whole of your public Proceedings, concerning the preſent controverſy[2], has hitherto met with, and ſuch muſt ever be the reception, where public or privat buſineſs is conducted with a due conſiſtency, and with Candor, Temper, & Moderation;

Taking example from the diſpoſition that you have ſhewn, for accomodating matters, I ſhould have moſt ſincerely & heartily, attempted, to have compromiſed theſe differences, on this ſide of the water, had there been the leaſt opportunity left open for this purpoſe, but after having given the caſe in all its circumſtances a moſt attentive deliberation, I can ſee no reſource but in his Majeſty Judgment thereupon, and that, we ſhall ever have. You will, I hope, forgive, this my general addreſs to you on the preſent occaſion—an accident to my right hand, diſables me from writing in a more particular manner; I beg leave therefore to conclude with returning you my thanks, for your acknowledgment of my paſt Services, & believe me to be on all occaſions with great regard

Gentlemen

Your moſt obedt ſervant

JAS. ABERCROMBY in *Craven* Street

To the Honob^l the Members of his Majeſtys Council in *Virginia*.

1. Peter Le Heup, ſometime clerk of the Privy Council, and Abercromby's predeceſsor as agent in England for the governor and Council of Virginia.

2. Controverſy with the clergy as to the payment of their ſalaries in tobacco.

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